Resolution #	Project Name	Page #	Minutes Pg. #	Item #
JANUARY				
	SRF - 2005 Primary Clarifiers Project	1	2	10
	SRF - 2005 Primary Clarifiers Project	2	2	10
	SRF - 2006 3RFP North Pump Building	3	2	11
	SRF - 2002 WPCP Headworks Project	4	2	9
306-2007	2007A CEDIT Neighborhoods Street Light Improvement	5	3	2
307-2007	2007B CEDIT Neighborhoods Street Light Improvement	6	3	3
94-1-24-07-1	Woodcroft Lane	7	4	9
1829-2007	Indian Village Phase 4 Water Main Replacement	8	3	4
	Purchase Agreement: 536-538 Wagner Street	9	6	2
	2006 FWMBC - Public Safety Academy	14	7	8
	2006 Passenger Vehicle Lease	15	7	7
	2006 Fire Truck Lease	16	7	7
	2006 Financial System Lease	17	6	6
	2006 Computer Lease	18	6	6
94-1-10-07-1	Flood Buyout Program	19	12	2
94-1-10-07-2	Monroe Street Complex Improvements	21	9	4
94-1-10-07-3	Extending Terms of a Settlement Agreement	22	9	5
94-1-10-07-4	Vacating Sanitary Sewer Easement N. Maumee/Coliseum	26	9	6
94-1-10-07-5	Study for Water Pollution Control Utility	30	9	7
94-1-10-07-6	Supporting a CSO Abatement Treatment Charge	32	9	8
1650-2007	St.Joe Dam Pump Station Electrical Project	36	9	2
1857-2007	Colonial Heritage Addition Water Main Replacement	37	9	3
FEBRUARY				
7117-2007	Resurfacing Package B - 2007	1	2	9
[illegible]7-2007	Surface Milling for Street Department	4	2	10
7122-2007	Public Sidewalk Curb Ramps Package A - 2007	6	2	11
94-2-28-07-1	"Neighborhood" Markers, Entryways, and Monuments	9	1	5
94-2-28-07-2	2007 Street Vehicle & Equipment Lease Financing	12	1	6
94-2-28-07-3	Sale of Property Located at 11330 Coldwater Road	16	2	7
94-2-28-07-4	Name Change for West Jefferson Trail to Yarnelle Trail	18	2	8
	SRF - 2006 3RFP North Pump Building	24	3	24
	2006 FWMBC - Public Safety Academy	25	4	27
	2006 Computer Lease	26	3	26
	2006 Computer Lease	27	3	26
	2006 Financial System Lease	28	3	26
	2006 Fire Truck Lease	29	3	25
	2006 Passenger Vehicle Lease	30	3	25
94-1-17-07-1	Purchase Agreement - 546 Wagner St.	31	7	13
94-2-21-07-1	2007 Vehicle & Equipment Lease Financing	41	6	4
94-2-21-07-2	Adjustment-Area Connection Fees/Water Availibilty Fees	45	6	5
94-2-21-07-3	Adjustment to Sanitary Sewer Area Connection Fees	55	6	6
1107-2003	US 33 Waterline & Sewer Relocation Project	68	7	9
1953-2007	General CIPP 2007	70	7	10
7116-2007	Walden Community Concrete Street Repairs	71	7	11
1946-2006	Electrical Improvement Pond 2/3 & Dechlorination Bldg.	73	6	7
1947-2007	Limberlost Phase 2 Water Main Extension Petition Proj.	74	7	8
94-2-7-07-1	Grant/Maumee Ave. Combination Sewer Repair	79	11	6
	SRF - 2005 Parkerdale Sanitary Sewer Project	84	13	18

Resolution #	Project Name	Page #	Minutes Pg. #	Item #
	2006 Financial System Lease	85	13	17
[illegible]2-2007	West Sherwood Terrace	87	11	5
MARCH				
	Hold Harmless Agreement	1	3	24
7123-2007	Salisbury Drive	2	2	10
1981-2007	Till/Stanley/Cremer Utility Infrastructure Improvements	4	2	9
94-2-28-07-2	AWARD: 2007 Street Vehicle/Equipment Lease Financing	6	2	11
1729-2005	Flaugh Ditch Lift Station Improvements	8	2	7
1945-2007	Lawton Place Lift Station Improvements	9	2	8
308-2007	Aboite/NE/N./Huguenard Street Light Improvement	10	1	4
309-2007	Aboite Annexed Intersections Street Light Improvement	16	1	5
310-2007	N/NE Annexed Intersections Street Light Improvement	18	1	6
	SRF - 2006 N.Pump Bldg./St. Joe Dam Elec.&Pump Proj.	21	4	26
	SRF - 2005 Primary Clarifiers/Parkerdale/Dechlorination	22	3	25
	2006 Computer Lease	23	4	29
	2006 Financial System Lease	24	4	29
	2005 FWMBC - Fire Stations #18 & # 19	25	4	29
	2006 Fire Truck Lease	26	4	28
	2007 Passenger Vehicle Lease	27	4	28
	2006 FWMBC - Public Safety Academy	28	4	27
94-3-21-07-1	Purchase Agreement - 4900 Dupont Road	29	6	9
7119-2007	Manor Drive: Walden Road to Southern Terminus	43	6	7
7114-2007	Public Sidewalk Curb Ramp - Package B - 2007	45	6	6
7124-2007	6th District Curb & Sidewalk Reconstruction - 2007	47	6	8
[illegible]2-21-07-1	AWARD: 2007 Vehicle & Equipment Lease Financing	49	12	6
[illegible]3-14-07-1	Club Soda Expansion	51	12	13
94-3-14-07-2	Property Management	54	12	14
7127-2007	Old Mill Road Concrete Street Improvement	55	11	5
7115-2007	Resurfacing Package A - 2007	57	15	4
7118-2007	Park State East Addition Sidewalk Phase 2	61	15	5
	SRF - 2005 Primary Clarifiers/Dechlorination Project	63	17	16
94-3-7-07-1	Stormwater Ordianance Amendment NPDES Compliance	64	18	2
	Summary of Proposed Changes to Chapter 53-Stormwater			
APRIL				
1630-2007	Southbend Drive Phase 1 Water Main Extension	1	2	9
1784-2007	Belmont Addition - Water Main Replacement	2	2	10
7130-2007	Illinois Road at Menards Drive	3	2	11
7135-2007	Lakeshores/Winterset Addition Concrete Street Repairs	7	2	12
7137-2007	Aboite Meadows/Copperhill Community Concrete St. Rprs.	9	3	13
7140-2007	Greenway Trails-St.Joe/Maumee River Greenway Trail	11	2	14
94-4-25-07-1	Intent to Sell Real Estate - 500 E. Maple Grove Ave.	13	2	15
	SRF - 2005 Primary Clarifiers/Dechlorination Project	14	4	29
	2005 FWMBC - Fire Stations #18 & # 19	15	4	28
94-4-18-07-1	Conveyance of HANDS Real Estate to City of FW	16	6	6
7128-2007	Jefferson Blvd. West: Illinois Rd to Railroad Viaduct	17	6	4
7133-2007	Woodland Lake / Coldwater Road Sidewalks	23	6	5
1892-2006	Manhole Rehabilitation in Kruse Addition	25	11	6
1957-2007	Lynhurst Drive Stormwater System Improvements	26	13	2

Resolution #	Project Name	Page #	Minutes Pg. #	Item #
7[illegible]5-2007	Riverside Avenue/Andrew Street Curb Improvement	27	11	7
7[illegible]9-2007	Oliver Street - Curb & Sidewalk Reconstruction	29	11	8
7113-2007	Crown Colony Concrete Street Repairs	31	16	4
7120-2007	East State Boulevard Village	33	16	5
7132-2007	Daveway Park Addition Street Improvements	35	16	7
7126-2007	Calhoun Street Sidewalks	37	16	6
94-4-4-07-2	Use of Space in Civic Center Garage for Public Purpose	40	18	10
1832-2007	Ludwig Park East	43	15	2
1786-2007	Digester No. 6 Upgrade Project	44	16	8
	2006 Fire Truck Lease	45	19	25
	2006 FWMBC - Public Safety Academy	46	19	26
	SRF - 2006 Water	47	19	24
	SRF - 2005 Dechlorination Project	48	19	23
	2006 Financial System Lease	49	19	27
	2007 Passenger Vehicle Lease	50	19	25

Resolution #	Project Name	Page #	Minutes Pg. #	Item #
[illegible]Y				
7147-2007	Northwest Passage - Longwood Addition	1	2	9
95-5-23-07-1	Establishing Cost Sharing Policies/Procedures Cptl. Impr.	4	5	2
1687-2007	Emergency Generator Receptacles for Lift Stations	7	10	7
1889-2007	Euclid Ave. Stormwater System Improvements	8	5	3
1909-2007	Pine Mills Rd./Chanterelle Dr. Stormwater Sys. Improv.	9	5	4
7143-2007	East State Village: Archway	10	10	8
7145-2007	South Wayne Avenue Phase 2	11	10	9
2001-2007	Hillegas Road Phase 1 - Water Main Extension	13	15	11
	2002 FWMBC Transportatoin Building Project	14	12	30
	SRF - 2005 WPCP Dechlorination Project	15	12	29
7146-2007	Haverhill Addition Concrete Street Repairs	16	15	13
94-5-16-07-1	Public Safety Academy Furinture/Equip. Lease Financing	18	15	9
94-5-16-07-2	Fort Wayne Sewage Works Revenue Bonds	26	15	10
7144-2007	Miscellaneous Concrete Street Repairs 4-2007	92	15	12
	SRF - 2005 WPCP Dechlorination/Primary Clarifiers Proj.	94	16	21
94-5-9-07-1	Emergency Repair - 2119 Fox Avenue	95	22	27
1644-2004	Aeration Blower No. 5 Replacement	99	20	7
1725-2004	Three Rivers Water Filtration Plant Filter Valves	100	20	8
7131-2007	Lunada Drive	101	20	9
7142-2007	Sinclair Street Sidewalks	104	20	10
7141-2007	Embassy Theater Curb Ramp	106	22	27
94-5-2-07-1	Intent to Sell Various City-Owned Properties	107	26	9
94-5-2-07-2	Conveyance of West Till Road Property	110	26	10
7139-2007	Overlook Dr./Autumn Leaf Ln. - 2800 & 2900 Blk	115	26	8
[illegible]-2007	Miscellaneous Concrete Street Repairs 2-A-2007	117	26	7
7134-2007	Anthony Blvd. South, Gardendale Dr. to Seddlemeyer Rd.	119	26	6
	2006 Computer Lease	121	28	27
	2006 Street Department Lease	122	28	27
	2006 Financial System Lease	123	28	27
	2007 Passenger Vehicle Lease	124	28	26
	2006 FWMBC - Public Safety Academy	125	28	25
	2006 Water SRF - North and St. Joe Pump Station	126	28	24
	2005 WPCP Dechlorination/Primary Clarifiers/Parkerdale	127	28	23
	Bid Form - Purchase Real Estate	128	25	5
JUNE				
311-2007	Aboite/Northeast/Millstone/Hearthstone St. Lght. Improv.	1	1	4
1678-2007	Neuhaus/Lathrop/Olladale Ntwk. Connt. Wtr. Main Ext.	7	1	5
1838-2007	Hickory Grove Add. Storm Drainage Improvements	9	4	2
1839-2007	Smith/Roosevelt Area Sewer System Improvements	10	4	3
1960-2007	Filtration Plant Door Improvement Project 2007	11	1	6
1999-2007	Concordia Gardens - Stormwater System Improvements	12	4	4
	2006 FWMBC - Public Safety Academy	13	3	21
	SRF-2006 Indian Village Ph.4 Wtr. Main Replacement	14	3	20
	2006 Water SRF - North and St. Joe Pump Station	15	3	20
	SRF - 2005 WPCP Dechlorination/Primary Clarifiers Proj.	16	3	19
94-6-20-07-1	Commercial Barret Law Interest Rates	17	8	17
7151-2007	Alley Reconstruction: Hanna to S. Park, Milton to Baxter	18	6	6
1[illegible]1-2006	Dewatering System at Brown Street Lift Station	20	6	4

Resolution #	Project Name	Page #	Minutes Pg. #	Item #
[illegible]0-2007	S.Bend Drive Phase 2 - Water Main Extension	21	6	5
	2006 Financial System Lease	22	12	17
	2006 Fire Truck Lease	23	12	17
	2006 FWMBC - Public Safety Academy	24	12	17
	2007 Street Equipment Lease	25	12	17
	2006 SRF-TRFP North Pump Station/Colonial Hert. Replc.	26	12	16
	SRF-2005 Parkerdale Sanitary Sewer	27	12	15
7150-2007	Abbott Street Concrete Street Reconstruction	28	10	5
	Intent to Sell Various City-Owned Properties	30	15	6
94-5-16-07-1	AWARD: P.S.A. Furinture/Equip. Lease Financing	40	15	9
7149-2007	S. McMillen Park Area Storm Sewers, Contract 2	42	15	8
7136-2007	Yellowstone Drive	45	15	7
	2006 Financial System Lease	48	17	30
	2006 Computer Lease	49	17	30
	2007 Passenger Vehicle Lease	50	17	29
JULY				
7157-2007	Emergency Concrete Street Repairs	1	4	30
1691-2005	Huestis-Maple Area Partial Sewer Separation Project	3	1	5
	2003 FWMBC-First Mortgage Refunding Bonds	7	4	26
	2006 Financial System Lease	8	4	26
	2006 Computer Lease	9	4	26
	2007 PSAC Furniture Lease	10	4	25
	2007 Passenger Vehicle Lease	11	4	25
	2006 FWMBC - Public Safety Academy	12	3	24
	2007 Street Equipment Lease	13	3	23
7156-2007	Alliger Street Improvements	14	7	5
7154-2007	Towpath Trail Phases 2A/3B Construction	16	7	4
7153-2007	Miscellaneous Construction Package A-07	20	12	6
	2006 Water SRF - North and St. Joe Pump Station	23	14	24
	2005 WPCP Dechlorination/Primary Clarifiers/Parkerdale	24	14	23
	2007 Passenger Vehicle Lease	25	14	26
	2007 Street Equipment Lease	26	14	26
	2005 FWMBC - Fire Stations #18 & #19	27	14	26
	2006 Computer Lease	28	14	26
	2006 Street Department Lease	29	14	26
AUGUST				
94-8-22-07-1	2145 Westbrook Drive - Collapsed Manhole	1	8	16
94-8-22-07-2	3016 Santa Rosa/1007 Edgewater Emergency Repair	5	8	16
1578-2007	Hobson Road - Water Main Replacement	11	9	3
2030-2007	Flood Control Program: Woodhurst Area	12	13	2
2042-2007	Hillegas Road Phase 2 - Water Main Extension	13	9	4
7159-2007	Stellhorn & Wheelock Intersection	14	9	5
	2006 Computer Lease	18	11	22
	2006 Financial System Lease	19	11	22
	2006 FWMBC - Public Safety Academy	20	11	21
	2007 Passenger Vehicle Lease	21	11	20
	SRF - 2005 WPCP Dechlorination/Primary Clarifiers Proj.	22	11	19
1[illegible]55-2007	Manhole Rehabilitation - Rothman/Maplecrest Area	23	16	5

Resolution #	Project Name	Page #	Minutes Pg. #	Item #
[illegible]-2007	St. Peters/Zion Proj. Area - Street Light Improvement	24	19	5
2019-2007	Flaugh Ditch Area CIPP	26	19	6

Resolution #	Project Name	Page #	Minutes Pg. #	Item #
SEPTEMBER				
94-9-19-07-1	AquaSource North Sewer & Water Systems	1	5	4
	SRF Indian Village Wtr. Mn. Replce./N. & St. Joe Pump St	5	3	19
299-2005	Appeal to Board of Works	6	3	20
304-2006	Appeal to Board of Works	8	3	20
313-2007	Broadway Streetscape Project	10	1	3
1985-2007	General Open-Cut Sewers	11	5	2
7158-2007	Shamrock Road	12	5	3
2029-2007	Harrison Square Phase 1-A Sewer Relocation	15	10	8
94-9-12-07-2	Establishment of Policy for Operation of Tainter Gate	24	10	5
7152-2007	Law Enforcement & Fire Fighter Memorial	28	10	7
1811-2005	Southwest Interceptor CIPP	30	10	6
1758-2007	Times Corner Drainage Improvement	31	13	2
94-9-15-07-1	SRF Loan, FW 2005 Sewage Works, CS18239501	32	10	4
	SRF - 2005 WPCP Primary Clarifiers/Dechlorination Proj.	33	11	21
	2006 Fire Truck Lease	34	12	24
	2006 Fire Truck Lease	35	12	24
	2007 Passenger Vehicle Lease	36	12	24
	2000 FWMBC - Fire Station #15	37	12	23
	2006 Computer Lease	38	12	23
	2006 Financial System Lease	39	12	23
1990-2007	Backwash Retention Tank Pump Replacement Project	40	14	5
1963-2007	Plant 3 Southwest Clarifier Drive Replacement Project	41	14	4
	2007 Passenger Vehicle Lease	42	16	18
	2006 FWMBC - Public Safety Academy	43	16	17
OCTOBER				
	N.Pump Bldg/Filter Valve Proj/Bellmont/Indian Village Ph.4	1	3	21
1972-2007	West Pump Room HVAC	2	1	3
304-2006	Appeal to Board of Works	3	3	20
1841-2006	Thomspon Ave. Area Partial Sewer Separation Project	5	7	3
	2007 Passenger Vehicle Lease	6	9	17
	2006 FWMBC - Public Safety Academy	7	9	16
	2005 FWMBC - Fire Stations #18 & #19	8	9	15
	2006 Computer Lease	9	9	15
	2006 Fire Truck Lease	10	13	18
	2007 Street Equipment Lease	11	13	20
	2006 Computer Lease	12	13	21
	2006 FWMBC - Public Safety Academy	13	13	19
	2007 PSAC Furniture Lease	14	13	18
1910-2007	Turpie-Fruehauf Alley Stormwater Improvements	15	15	2
94-10-17-07-1	Acquire & Dispose of Real Estate - Renaissance Point	16	11	4
94-10-10-07-1	Resolution Sustaing Resolution #94-09-19-07-1	31	18	7
	Estimate and Request of Board of Works	35		
94-10-10-07-2	Acquisition of utility assets of Utility Center, Inc.	38	18	8
94-10-10-07-3	Conveyance of Land for the Towpath Trail, Phase 2B	104	18	9
	SRF - 2005 WPCP Primary Clarifiers/Dechlorination Proj.	111	20	23
94-10-3-07-1	4443 Pembroke Lane	112	26	22
7167-2007	Purdue Drive	116	24	2
[illegible]3-2007	St. Joseph Center Sanitary Sewer Petition Project	118	24	4

Resolution #	Project Name	Page #	Minutes Pg. #	Item #
[illegible]8-2007	Lakeview Drive	120	24	3
	2006 FWMBC - Public Safety Academy	122	26	18
	2006 Street Equipment Lease	123	25	17
	2007 Passenger Vehicle Lease	124	25	16
	2007 PSAC Furniture Lease	125	25	16
NOVEMBER				
94-11-28-07-2	Huestis-Maple Sanitary Sewer Project	1	2	10
94-11-28-07-1	Calhoun Street: Berry St. to Main St.	8	2	5
	Resolution of the Fort Wayne City Plan Commission	16		
94-11-21-07-1	Bass Road Water Main Extension Condemnation	18	6	3
	2006 SRF-3RFP Filter Valve/St. Joe Dam Pump Station	26	8	22
	2006 FWMBC - Public Safety Academy	27	3	15
	2007 Equipment Lease	28	2	11
	2006 Financial System Lease	29	3	14
	2006 Computer Lease	30	3	13
	2006 Fire Truck Lease	31	3	12
1874-2006	CSO Pond 1 and 2 Bleedback	32	6	4
94-11-21-07-1	Bass Road Water Main Extension Condemnation	33	6	3
94-11-14-07-1	City of Ft. Wayne Deer Hunting Policy	38	12	4
94-11-14-07-2	Intent to Sell Properties	42	12	5
	WPCP Primary Clarifiers/Dechlorination Proj/Parkerdale	52	13	11
2032-2007	Flood Control Program: Tillman Area	53	18	2
	2006 SRF Colonial Hert. Wtr. Main/North & St. Joe Pump	54	17	16
	2007 PSAC Furniture Lease	55	17	17
	2006 FWMBC - Public Safety Academy	56	17	18
DECEMBER				
	N.Pump Bldg/St. Joe Dam Pump/Bellmont	1	10	25
	Hold Harmless Agreement	2	9	23
2065-2007	Gretna Avenue Sewer Improvements	3	5	2
	2007 PSAC Furniture Lease	4	3	24
	2006 FWMBC - Public Safety Academy	5	4	29
	2007 PSAC Furniture Lease	6	3	25
	2006 FWMBC - Public Safety Academy	7	4	28
	2007 Passenger Vehicle Lease	8	3	26
	2006 Financial System Lease	9	3	27
	2005 FWMBC - Fire Stations #18 & #19	10	3	23

COLONIAL HERITAGE ADDITION –
WATER MAIN REPLACEMENT
RESOLUTION NO. 1857-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of approximately 8,700 LF of 6-inch water main, 17 fire hydrants, 15 valves, 140 services, and all other appurtenances and work as necessary for the water main replacement project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "COLONIAL HERITAGE ADDITION – WATER MAIN REPLACEMENT"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (SRF Bond).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not be acquiring any property with this project.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $675,000.00.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 10th DAY OF January, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: ____________________
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ST. JOSEPH DAM PUMP STATION ELECTRICAL PROJECT
RESOLUTION NO. 1650-2006

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of a new main electrical building and courtyard to house the new electrical transformers at the St. Joseph Dam and Pumping Station. Work also includes the conversion of the St. Joseph Dam and Pumping Station's electrical system to 4,160 volts, conversion of two (2) raw water pumps to variable frequency drives and installation of one (1) 1000 kW standby emergency diesel fired generator.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "ST. JOSEPH DAM PUMP STATION ELECTRICAL PROJECT."

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Utility (SRF BOND).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not be acquiring any property with this project.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $8,650,000.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 10th DAY OF January, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: ______________________
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. #94-1-10-07-6

RECOMMENDING AND SUPPORTING ESTABLISHMENT OF A COMBINED SEWER OVERFLOW ABATEMENT TREATMENT RATE FOR CERTAIN CUSTOMERS OF THE FORT WAYNE WATER POLLUTION CONTROL UTILITY

WHEREAS, on December 20, 2006 the Board of Public Works of the City of Fort Wayne, Indiana adopted Resolution No. 93-12-20-06-2, recommending an increase in rates for Fort Wayne's Water Pollution Control Utility; and

WHEREAS, based on the Board's recommendation, the Common Council is considering a 25% increase in rates for the Water Pollution Control Utility to fund the Utility's operating and capital investment needs for the next two years; and

WHEREAS, abatement of combined sewer overflows (CSOs) to improve river water quality is a category of projects and programs to be funded by the proposed rate increase; and

WHEREAS, the Board of Public Works understands that other communities in the State face the challenges of funding CSO control programs and that the City of New Haven is one such community that sends sewage to Fort Wayne for treatment through a contractual relationship; and

WHEREAS, Fort Wayne expects the flow of combined sewage from New Haven to temporarily increase as New Haven completes work to separate sewers; and

WHEREAS, the Board of Public Works desires to support the efforts being made by other communities to improve water quality and recognizes that CSO abatement costs must all be borne by local ratepayers in the absence of any Federal funding for clean water mandates.

NOW THEREFORE, THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE DOES HEREBY RESOLVE THAT:

1. The Board supports and recommends that City Council consider a CSO Abatement Sewage Treatment Rate that would be applied to a portion of the sewage that is being sent by a CSO community to Fort Wayne for treatment, as a way as a way of preventing sewage from being released to a river via a combined sewer overflow during wet weather; and
2. Only communities facing federal regulatory requirements for combined sewer overflow reduction be eligible for the reduced CSO Abatement Treatment Rate; and
3. The CSO Abatement Treatment Rate should be considered temporary and should be re-evaluated when the next sewer cost of service study is done for the Fort Wayne Water Pollution Control Utility.

Approved this 10th day of January, 2007.

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FORT WAYNE, INDIANA
BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. #94-1-10-07-6

RECOMMENDING AND SUPPORTING ESTABLISHMENT OF A COMBINED SEWER OVERFLOW ABATEMENT TREATMENT RATE FOR CERTAIN CUSTOMERS OF THE FORT WAYNE WATER POLLUTION CONTROL UTILITY

WHEREAS, on December 20, 2006 the Board of Public Works of the City of Fort Wayne, Indiana adopted Resolution No. 93-12-20-06-2, recommending an increase in rates for Fort Wayne's Water Pollution Control Utility; and

WHEREAS, based on the Board's recommendation, the Common Council is considering a 25% increase in rates for the Water Pollution Control Utility to fund the Utility's operating and capital investment needs for the next two years; and

WHEREAS, abatement of combined sewer overflows (CSOs) to improve river water quality is a category of projects and programs to be funded by the proposed rate increase; and

WHEREAS, the Board of Public Works understands that other communities in the State face the challenges of funding CSO control programs and that the City of New Haven is one such community that sends sewage to Fort Wayne for treatment through a contractual relationship; and

WHEREAS, Fort Wayne expects the flow of combined sewage from New Haven to temporarily increase as New Haven completes work to separate sewers; and

WHEREAS, the Board of Public Works desires to support the efforts being made by other communities to improve water quality and recognizes that CSO abatement costs must all be borne by local ratepayers in the absence of any Federal funding for clean water mandates.

NOW THEREFORE, THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE DOES HEREBY RESOLVE THAT:

1. The Board supports and recommends that City Council consider a CSO Abatement Sewage Treatment Rate that would be applied to a portion of the sewage that is being sent by a CSO community to Fort Wayne for treatment, as a way as a way of preventing sewage from being released to a river via a combined sewer overflow during wet weather; and
2. Only communities facing federal regulatory requirements for combined sewer overflow reduction be eligible for the reduced CSO Abatement Treatment Rate; and
3. The CSO Abatement Treatment Rate should be considered temporary and should be re-evaluated when the next sewer cost of service study is done for the Fort Wayne Water Pollution Control Utility.

Approved this 10th day of January, 2007.

34

FORT WAYNE, INDIANA
BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

35

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. #94-1-10-07-5

RESOLUTION DIRECTING FORT WAYNE CITY UTILITIES TO CONDUCT A COST OF SERVICE STUDY FOR THE WATER POLLUTION CONTROL UTILITY

WHEREAS, on December 20, 2006 the Board of Public Works of the city of Fort Wayne adopted Resolution 93-12-20-06-2, recommending an increase in rates for Fort Wayne's Water Pollution Control Utility; and

WHEREAS, the Board-recommended rate increase is currently being considered by the Fort Wayne Common Council, and is expected, when implemented, to cover the Utility's costs for approximately two years with another increase anticipated at the end of that time; and

WHEREAS, in recommending future rate adjustments, the Board of Public Works desires to have the best possible information concerning the Utility's costs to serve various classes of customers, overall costs, expected cost increases and anticipated revenues; and

WHEREAS, a "Cost of Service Study" is the accepted industry practice for determining the costs to a utility, the revenue necessary to fund those costs and for allocating costs to various customer classes; and

WHEREAS, the last cost of service study prepared for the Fort Wayne Water Pollution Control Utility was completed in March 1997.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA that the Director of City Utilities and Public Works and the staff of the Water Pollution Control Utility are hereby directed to complete a cost of service study of the Water Pollution Control Utility's costs and revenue sources prior to proposing the next future rate increase for the utility.

Approved this 10th day of January, 2007.

FORT WAYNE, INDIANA
BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. #94-1-10-07-5

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WHEREAS, in recommending future rate adjustments, the Board of Public Works desires to have the best possible information concerning the Utility's costs to serve various classes of customers, overall costs, expected cost increases and anticipated revenues; and

WHEREAS, a "Cost of Service Study" is the accepted industry practice for determining the costs to a utility, the revenue necessary to fund those costs and for allocating costs to various customer classes; and

WHEREAS, the last cost of service study prepared for the Fort Wayne Water Pollution Control Utility was completed in March 1997.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA that the Director of City Utilities and Public Works and the staff of the Water Pollution Control Utility are hereby directed to complete a cost of service study of the Water Pollution Control Utility's costs and revenue sources prior to proposing the next future rate increase for the utility.

Approved this 10th day of January, 2007.

FORT WAYNE, INDIANA
BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

31

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, VACATING SANITARY SEWER EASEMENT LOCATED NORTH OF THE MAUMEE RIVER AND EAST OF COLISEUM BOULEVARD

RESOLUTION NO. #94-1-10-07-4

WHEREAS, the Planning and Design Services staff of the Water Resources Department has declared that the within described easement is no longer necessary for the installation, maintenance, or replacement of public utilities; and

NOW THERFORE, BE IT RESOLVED, AS FOLLOWS:

1. That the Board of Public Works declares its intention to vacate the within described easement.

2. The easement to be abandoned is recorded as Document Number 82-019070 in the Office of the Recorder of Allen County, Indiana, and is described as follows:

   A permanent easement commencing at U.S. 30 (Coliseum Boulevard) East right-of-way line marker located at Indiana State Highway Station 373+90 as shown on plans for Indiana State Highway project No. 724 (15), said right-of-way marker also being the apparent Northeast corner of the Southeast one-quarter (1/4) section 5, Township 30 North, Range 13 East; thence South along said right-of-way line a distance of 1,368.1 feet to a manhole at the true point of beginning of said easement centerline description, thence south 89 degrees 6 minutes East (assumed bearing and basis of all bearings to follow in this description) 300.0 feet to a point; thence South 52 degrees 34 minutes 40 seconds East, 395 feet to a point; thence South 73 degrees 11 minutes 40 seconds East, 355.0 feet to a point; thence North 77 degrees 52 minutes 20 seconds East to the point of termination of this easement on the east line of lands described and recorded in Deed Book 693, pages 343-5, said point being also located 2,114 feet South of an iron pin located at the Northwest corner of a space now or formerly owned by the City of Fort Wayne, as recorded in Deed Book 648, page 556; the easement lines and angles are extended or shortened to their point of termination.

3. That the vacation of said easement is contingent upon Riverview, Inc., granting a new easement, as described in Exhibit A, and incorporated herein by this reference.

Adopted this 10th day of January 2007.

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

Regina A. Kostoff
Regina A. Kostoff, Chair

Ryan Chasey, Member

John Suarez
John Suarez, Member

ATTEST:

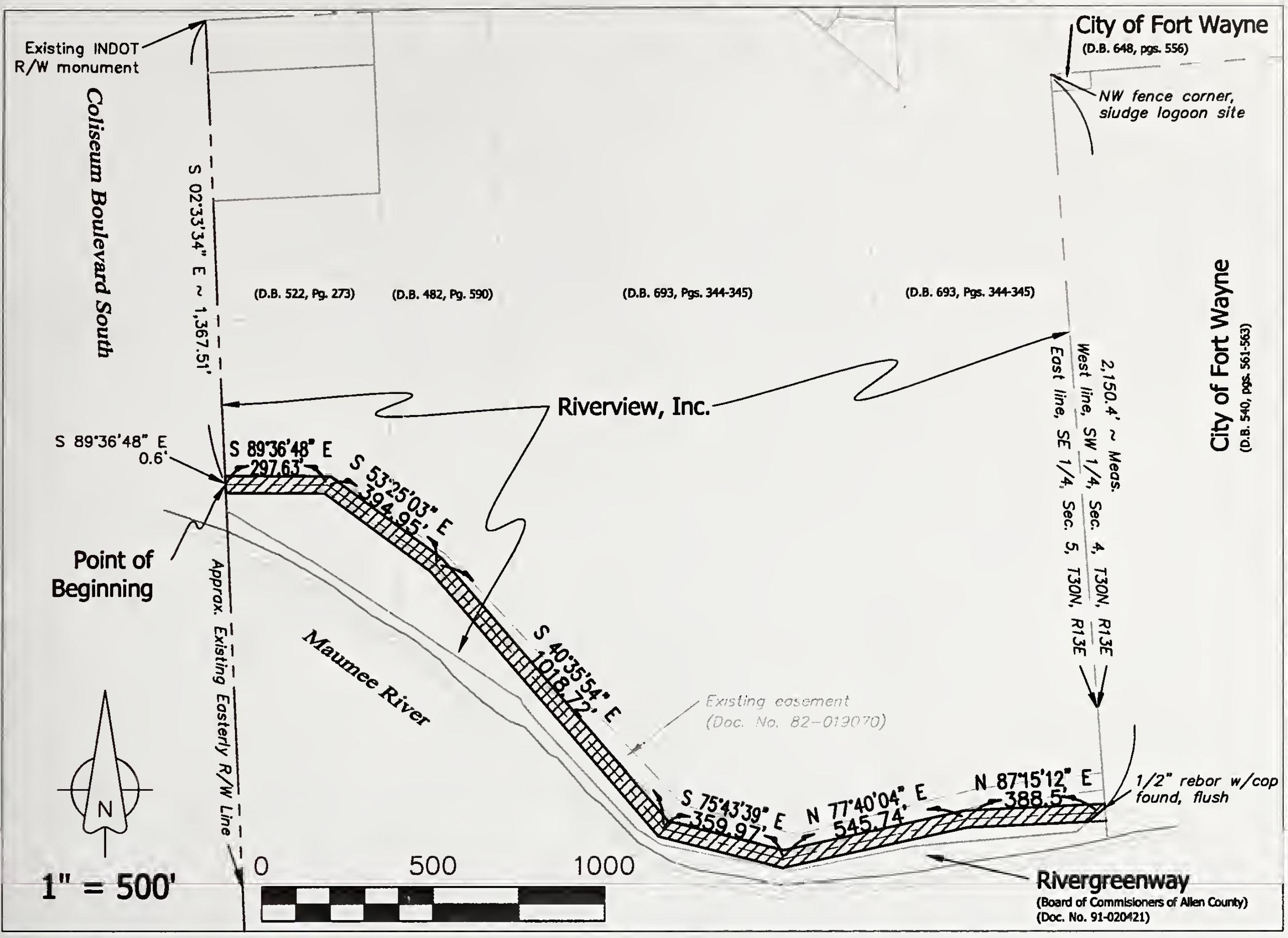
Marilyn Huth
Marilyn Huth, Clerk

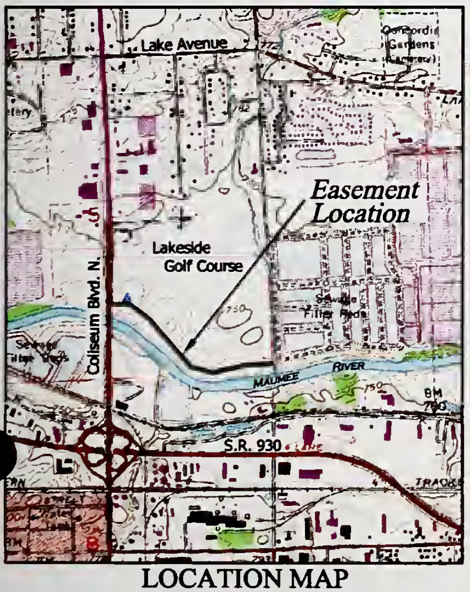
City Utilities
Department
of Water
Resources

EXHIBIT I-3-2
Sanitary Sewer, Drainage and Potable Water Easement Plat

Created: 22 February 2006 Revised:

ADAMS TOWNSHIP


Existing INDOT R/W monument
Coliseum Boulevard South
S 02°33'34" E ~ 1,367.51'
(D.B. 522, Pg. 273)
(D.B. 482, Pg. 590)
(D.B. 693, Pgs. 344-345)
(D.B. 693, Pgs. 344-345)
City of Fort Wayne
(D.B. 648, pgs. 556)
NW fence corner, sludge logoon site
2,150.4' ~ Meas.
West line, SW 1/4, Sec. 4, T30N, R13E
East line, SE 1/4, Sec. 5, T30N, R13E
City of Fort Wayne
(D.B. 540, pgs. 561-563)
Riverview, Inc.
S 89°36'48" E
0.6'
S 89°36'48" E
297.63'
S 53°25'03" E
394.95'
S 40°35'54" E
1018.72'
Existing easement
(Doc. No. 82-019070)
S 75°43'39" E
359.97'
N 77°40'04" E
545.74'
N 87°15'12" E
388.5'
1/2" rebor w/cop found, flush
Point of Beginning
Approx. Existing Easterly R/W Line
Maumee River
N
1" = 500'
0
500
1000
Rivergreenway
(Board of Commisioners of Allen County)
(Doc. No. 91-020421)


Lake Avenue
Concordia Gardens
Easement Location
Lakeside Golf Course
Coliseum Blvd. N.
Maumee River
BM 750
S.R. 930

LOCATION MAP
Scale: 1" = 3000'

PERMANENT EASEMENT DESCRIPTION

A uniform 50.00 feet wide easement in the Southeast Quarter of Section 5, Township 30 North, Range 13 East of the Second Principal Meridian in Allen County, Indiana, across those lands now or formerly owned by Riverview, Inc. as recorded in Deed Book 522, page 273, Deed Book 482, page 590 and Deed Book 693, pages 343 - 345, all within the Office of the Recorder of Allen County, Indiana, lying 25.00 feet each side of the following described centerline:

Commencing from a concrete right-of-way monument marking the intersection of the easterly right-of-way line of Indiana State Highway 930 (Coliseum Boulevard) and northerly line of the Southeast Quarter of said Section 5, located at Station 373+90, as shown on the plans for Indiana State Highway U Project No. 724 (15) (1964, sheet 21 of 38); thence South 02 degrees 34 minutes 58 seconds East (bearing based on the Indiana East State Plane Coordinate System and basis of bearings to follow), a distance of 1367.54 feet to the center of a sanitary sewer manhole casting; thence South 89 degrees 36 minutes 48 seconds East, a distance of 0.6 feet to the apparent easterly right-of-way line of Indiana State Highway 930 and the POINT OF BEGINNING of the herein described easement centerline; thence continuing South 89 degrees 36 minutes 48 seconds East, a distance of 297.63 feet to the center of a sanitary sewer manhole casting; thence South 53 degrees 25 minutes 03 seconds East, a distance of 394.95 feet center of a sanitary sewer manhole casting; thence South 40 degrees 35 minutes 54 seconds East, a distance of 1018.72 feet center of a sanitary sewer manhole casting; thence South 75 degrees 43 minutes 39 seconds East, a distance of 359.97 feet center of a sanitary sewer manhole casting; thence North 77 degrees 40 minutes 04 seconds East, a distance of 545.74 feet center of a sanitary sewer manhole casting; thence North 87 degrees 15 minutes 12 seconds East, a distance of 388.5 feet to the POINT OF TERMINATION on a northwesterly line of a 4 acre tract described in Document Number 91-020421 in said Recorder's Office, shortening the southerly line to said 4 acre tract line and extending the northerly line to the East line of the Southeast Quarter of said Section 5.

The intent of *this* easement is to replace the easement described in Doc. No. 82-19070 to allow the existing manholes and sewer line to lie within the easement.

PERMANENT EASEMENT = 151,034.76 SQ. FT.

I hereby certify that this plat represents a survey conducted under my supervision and is correct to the best of my knowledge and belief. This easement plat meets or exceeds the minimum standards of governing authorities.

MENDENHALL
LAND SURVEYING SERVICE
DAVID MENDENHALL, RLS No. 29900019
7312 West Jefferson Boulevard
Fort Wayne, IN 46804
(260) 432-3754

SANITARY SEWER EASEMENT

Property of:

Riverview, Inc.
c/o Lakeside Golf Course
746 North Coliseum Boulevard
Fort Wayne, IN 46808

David L. Mendenhall, RLS No. 29900019

IN WITNESS WHEREOF, I hereunto place my hand and seal this __________ day of ____________________________, 2006.

Parcel No. ____________ Record No. ____________

Date ____________

Sheet ______ of ______

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, VACATING SANITARY SEWER EASEMENT LOCATED NORTH OF THE MAUMEE RIVER AND EAST OF COLISEUM BOULEVARD

RESOLUTION NO. #94-1-10-07-4

WHEREAS, the Planning and Design Services staff of the Water Resources Department has declared that the within described easement is no longer necessary for the installation, maintenance, or replacement of public utilities; and

NOW THERFORE, BE IT RESOLVED, AS FOLLOWS:

1. That the Board of Public Works declares its intention to vacate the within described easement.

2. The easement to be abandoned is recorded as Document Number 82-019070 in the Office of the Recorder of Allen County, Indiana, and is described as follows:

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3. That the vacation of said easement is contingent upon Riverview, Inc., granting a new easement, as described in Exhibit A, and incorporated herein by this reference.

Adopted this 10th day of January 2007.

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

Regina A. Kostoff
Regina A. Kostoff, Chair

Ryan Chasey, Member

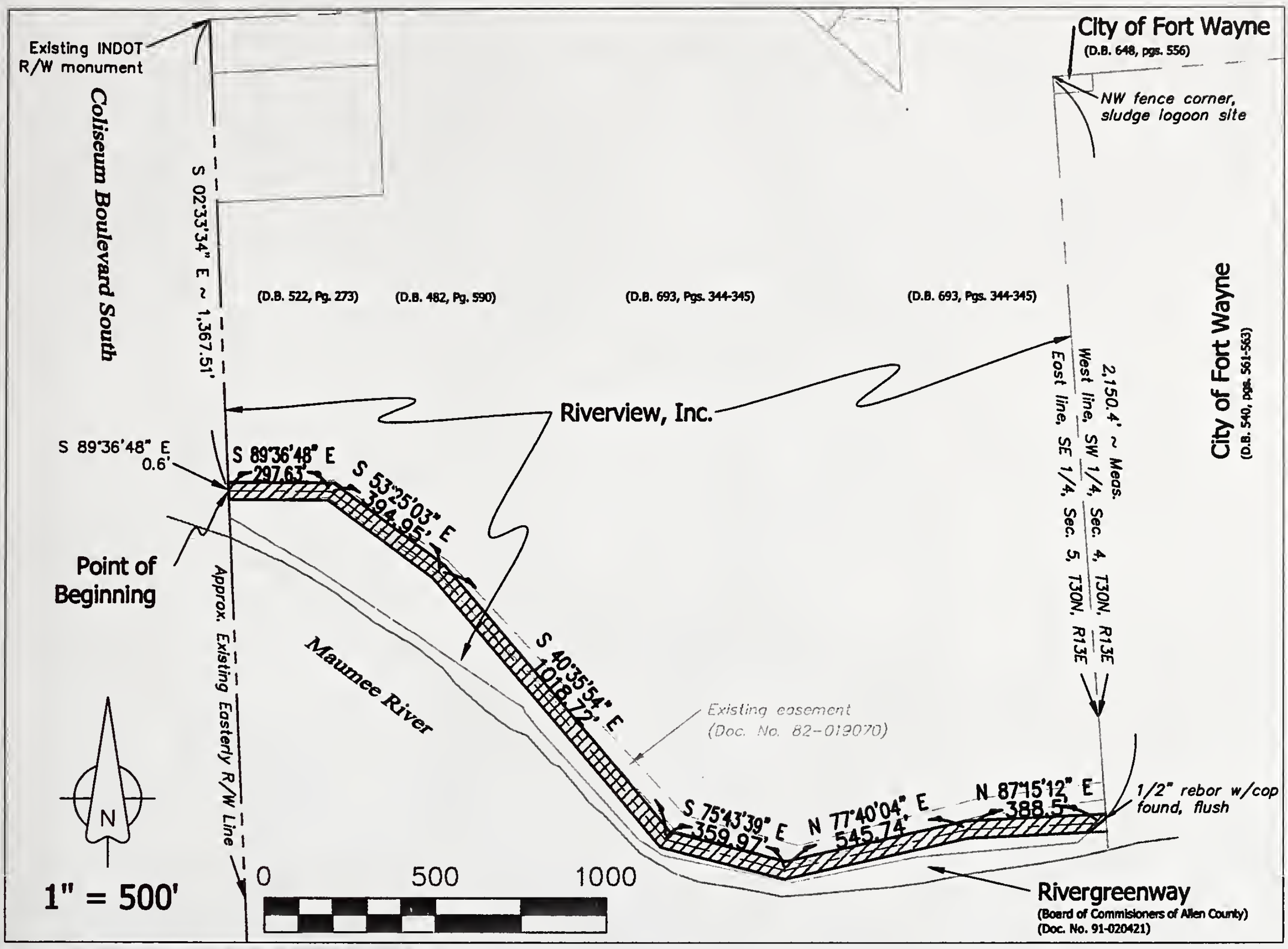
Johnny Suarez
John Suarez, Member

ATTEST:

Marilyn Huth
Marilyn Huth, Clerk

City Utilities Department of Water Resources	EXHIBIT I-3-2 Sanitary Sewer, Drainage and Potable Water Easement Plat
	Created: 22 February 2006 Revised:

ADAMS TOWNSHIP



Existing INDOT R/W monument
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City of Fort Wayne
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NW fence corner, sludge logoon site
City of Fort Wayne
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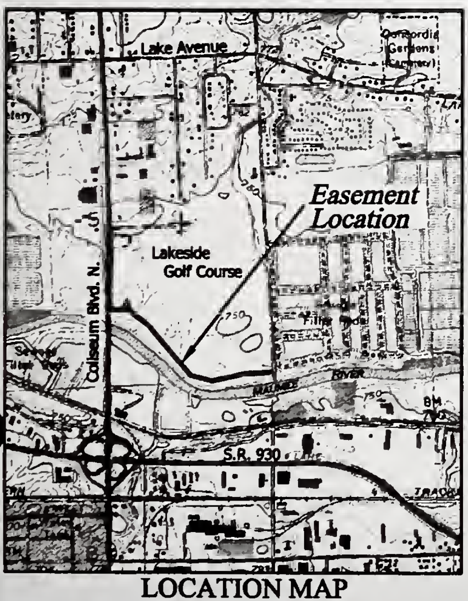
1/2" rebar w/cap found, flush
N
1" = 500'
0
500
1000
Rivergreenway
(Board of Commisioners of Allen County)
(Doc. No. 91-020421)



Lake Avenue
Concordia Gardens Cemetery
Easement Location
Lakeside Golf Course
Coliseum Blvd. N.
Maumee River
S.R. 930

LOCATION MAP

Scale: 1" = 3000'

PERMANENT EASEMENT DESCRIPTION

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The intent of *this* easement is to replace the easement described in Doc. No. 82-19070 to allow the existing manholes and sewer line to lie within the easement.

PERMANENT EASEMENT = 151,034.76 SQ. FT.

I hereby certify that this plat represents a survey conducted under my supervision and is correct to the best of my knowledge and belief. This easement plat meets or exceeds the minimum standards of governing authorities.

MENDENHALL
LAND SURVEYING SERVICE
DAVID MENDENHALL, RLS NO. 29900019
7312 West Jefferson Boulevard
Fort Wayne, IN 46804
(260) 432-3754

SANITARY SEWER EASEMENT

Property of:

Riverview, Inc.
c/o Lakeside Golf Course
746 North Coliseum Boulevard
Fort Wayne, IN 46808

David L. Mendenhall, RLS No. 29900019

IN WITNESS WHEREOF, I hereunto place my hand and seal this __________ day of ______________________, 2006.

Parcel No. ______________ Record No. ______________

Date ______________

Sheet ________ of ________

RESOLUTION NO. #94-1-10-07-3

RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA EXTENDING THE TERMS OF A SETTLEMENT AGREEMENT BETWEEN CALEN S. AND MAUREEN T. STETSER, ET AL AND THE CITY OF FORT WAYNE, INDIANA TO ADDITIONAL PROPERTIES

Whereas, on or about February 12, 2004, City Utilities Development Services Department approved plans for a sanitary sewer main extension ("Korte Extension") to be built by Korte Does It All, Inc. ("Korte"); and

Whereas, pursuant to sanitary sewer main extension contract 2004-S-05 ("Contract") between the Fort Wayne Water Pollution Control Utility ("City") and Korte, Korte initially paid the entire cost of planning, engineering design, installation, construction, inspection and testing of the Korte Extension, the value of which totaled $263,404.89; and

Whereas, owners of property located adjacent to or serviceable by the Korte Extension ("benefited properties") are required under Fort Wayne Water Pollution Control Utility General Rules and Regulations adopted and approved by the Board of Public Works, Indiana Code 36-9-22-2 and Contract 2004-S-05 to pay a fair pro rata share of the cost of the Korte Extension at the time they connect to the sewer; and

Whereas, the initial assessment against each benefited property is scheduled to be $11,452.39 (plus $170 for the wye, and $647.88 for a house lateral for properties located on opposite side of street or $73 for a house lateral to properties on same side of street as the Korte Extension, if such wye and lateral was installed for a particular property). The $11,452.39 plus the cost of the wye and lateral, if installed, are referred to herein as the "Assessment"; and

Whereas, several properties that would be subject to "Assessment" under Contract 2004-S-05 disputed the procedure used by the City to approve plans for the Korte Extension; and

Whereas, in order to settle the dispute, City entered into a Settlement Agreement dated June 29, 2005 with Calen S. and Maureen T. Stetser and 16 owners of other properties against which an Assessment was to be levied; and

Whereas, the Settlement Agreement limited the amount of the Assessment that the property owner would be required to pay to $6,000 for properties inside the City limits at time of connection and obligated the City to provide financing at a rate of 5% per year amortized over five (5) years with monthly payments to the City with the remainder of the Assessment owed to Korte to be paid by City Utilities; and

Whereas, the Settlement Agreement established provisions for properties outside City limits at time of connection whereby the City would refund a portion of the assessment when the outside

City benefited properties were annexed into the City through a successful voluntary annexation petition; and

Whereas, it is now the desire of BOW to extend the terms Settlement Agreement to owners of two additional properties who did not participate in the original Settlement Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA AS FOLLOWS:

1. That the provisions of the Settlement Agreement between the City and Calen S. and Maureen T. Stetser et al. be extended to properties currently owned by Gene H. and Jean A. Gevers and David R. Schricker, II and Dawn M. Schricker and described in Exhibit A, attached, properties facing assessments for the Korte Extension that were not parties to the original settlement agreement.
2. In order for the Fort Wayne Water Pollution Control Utility to extend the terms of the Settlement Agreement to properties currently owned by Gene H. and Jean A. Gevers and David R. II and Dawn M. Schricker, an additional expenditure of funds from the Fort Wayne Water Pollution Control Utility is authorized as needed to fulfill the terms of the Settlement Agreement.

Approved and effective this 10th day of January, 2007.

Board of public Works
City of Fort Wayne, Indiana

By Regina A. Kostoff
Regina A. Kostoff, Chair

By John Suarez
John Suarez, Member

By ______________________
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

EXHIBIT A

Allen County Parcel No. 02-09-19-352-001.000-054 / 22-0019-0023:

W 343 x 127 ft S of Crk SW ¼ W of RR Sec 19
Milan Twp, T31N R14E
Current Owner of Record:
Schricker, David R. II & Dawn M.
4516 Schwartz Road

Allen County Parcel No. 02-08-25-200-005.000-063 / 28-0025-0038:

12.65A Tr S of Stellhorn Road & W of Schwartz Road
NE ¼ NE ¼ Sec 25
St. Joe Twp, T31N R13E
Current Owner of Record:
Gevers, Gene H. & Jean A.
4235 Schwartz Road (N of)

IMPROVEMENT RESOLUTION NO. 94-1-10-07-2

MONROE STREET COMPLEX IMPROVEMENTS

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve the City's complex located at 1621 South Monroe Street including the residing of part of the buildings, installing of new overhead doors, replacing of gutters and down spouts, repairing parts of the roofs and windows, and other miscellaneous repairs.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement.

Adopted this 10th day of January, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT
CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. #94-1-10-07-1

WHEREAS, the Board of Stormwater Management (the "Board") wishes to support the City's efforts through their Flood Buyout Program to purchase properties that are located in the flood plain and that have been consistently damaged by floods;

WHEREAS, the Board has set aside funds from storm rates to be used to purchase said properties in the Flood Buyout Program;

WHEREAS, the Board acknowledges that the City has access to federal grants;

WHEREAS, the Board desires that as many properties as possible be purchased through the Federal Grant Buyout Program;

NOW THEREFORE, BE IT RESOLVED by the Board of Stormwater Management that, consistent with the Board's desire to maximize the funds available to purchase properties through their Flood Buyout Program:

1. The Board hereby contributes to the City the amount of $56,625 for the purpose of providing a local match for Federal Grant FMA 2006
    a. The funds will be used for the restricted purpose of Federal Grant Flood Buyout Programs.

Adopted and approved this 10th **day of** January**, 2007**

City of Fort Wayne
Board of Stromwater Management

By: ____________________
Greg Meszaros, Chairman

Regina A. Kostoff
Regina A. Kostoff, Member

John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT
CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. #94-1-10-07-1

WHEREAS, the Board of Stormwater Management (the "Board") wishes to support the City's efforts through their Flood Buyout Program to purchase properties that are located in the flood plain and that have been consistently damaged by floods;

WHEREAS, the Board has set aside funds from storm rates to be used to purchase said properties in the Flood Buyout Program;

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    a. The funds will be used for the restricted purpose of Federal Grant Flood Buyout Programs.

Adopted and approved this 10th **day of** January**, 2007**

City of Fort Wayne
Board of Stromwater Management

By: ______________________
Greg Meszaros, Chairman

Regina A. Kostoff
Regina A. Kostoff, Member

John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: January 17, 2007

RE: 2006 Computer Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,980.59 to be paid from the proceeds of the 2006 Computer Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

DELL Marketing	PR #18	1,980.59
	Total for Payment Request	**$ 1,980.59**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

January 17, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: January 17, 2007

RE: 2006 Financial System Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,147.50 to be paid from the proceeds of the 2006 Financial System Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Tyler Technologies	PR #5	1,147.50
	Total for Payment Requests	**$ 1,147.50**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

January 17, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: January 17, 2007

RE: 2006 Fire Truck Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $12,526.58 to be paid from the proceeds of the 2006 Fire Truck Lease Financing which are held in an escrow at JP Morgan Trust Company.

Ward Diesel Filter Systems	Req #3	8,408.00
Fire Service Inc.		4,118.58
	Total for Request	**$ 12,526.58**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

January 17, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: January 17, 2007

RE: 2006 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $90,883.35 to be paid from the proceeds of the 2006 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #15

Animal Care Equipment & Service		2,495.46
Barney's Auto Electric		1,300.00
OEM Micro Solutions		86,685.00
Tessco		402.89
Total for Payment Request	**$**	**90,883.35**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

January 17, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: January 17, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $14,647.90 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at LaSalle Bank.

Project Management Resources	Req #13	6,292.00
Sturtz Public Management	Req #13	3,937.50
Schenkel Shultz	Req #13	4,418.40
	Total for Requests	**$ 14,647.90**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

January 17, 2007

Date

INDIAN VILLAGE PHASE IV – WATER MAIN REPLACEMENT
RESOLUTION NO. 1829-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of approximately 7,814 LF of 6-inch water main, 10 fire hydrants, 11 valves, 156 services, and all other appurtenances and work as necessary for the water main replacement project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "INDIAN VILLAGE PHASE IV – WATER MAIN REPLACEMENT"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (SRF Bond).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not be acquiring any property with this project.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $710,000.00.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 24th DAY OF January, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

Note: original Purchase Agreements are in the Vault.

CITY OF FORT WAYNE
GRAHAM RICHARD, MAYOR

PROPERTY MANAGEMENT DEPARTMENT
INTER-OFFICE
MEMO

TO: Members of the Common Council

FROM: Daniel A. Brenner Dan
Property Manager

DATE: January 18, 2007

RE: Purchase Agreement – 536 - 538 Wagner Street

Fort Wayne City Utilities has entered into a Purchase Agreement with Timothy N. Jackson and Linda G. Jackson to purchase two homes located at 536 – 538 Wagner Street.

The properties are located on the South side of Wagner Street and are immediately to the North of the Three Rivers Water Filtration Plant. While City Utilities has no plan to expand the Water Filtration Plant at this time, the water utility is beginning to acquire properties along the South side of Wagner Street, as they become available, for possible projects decades in the future.

The agreed purchase price is based on the average of two appraisals obtained for each property. Copies of the valuation pages are attached. The Board of Public Works has approved the Purchase Agreements. A copy of each agreement is attached for your review.

City Utilities recommends approval of this property purchase and respectfully requests City Council consideration.

If you have any question on the above, please feel free to contact me at 427-1402.

Attachments

SUMMARY OF SALIENT FEATURES

SUBJECT INFORMATION	Subject Address	536 Wagner St
	Legal Description	W 1/2 Lot 8 Baltes + Romy
	City	Ft. Wayne
	County	Allen
	State	IN
	Zip Code	46805-4041
	Census Tract	0005.00
	Map Reference	Wayne Township
SALES PRICE	Sale Price	$ N/A
	Date of Sale	N/A
CLIENT	Borrower/Client	City of Fort Wayne
	Lender	City of Fort Wayne
DESCRIPTION OF IMPROVEMENTS	Size (Square Feet)	1,782
	Price per Square Foot	$
	Location	Nwi-Urban
	Age	92
	Condition	Average
	Total Rooms	6
	Bedrooms	3
	Baths	1
APPRAISER	Appraiser	Thomas J Freistroffer
	Date of Appraised Value	12/11/2006
VALUE	Final Estimate of Value	$ 30,000

RITA ANN GABRIEL & ASSOCIATES, INC.

November 15, 2006

CITY OF FORT WAYNE – CITY UTILITIES
Attn: Justin Brugger, Program Manager
Capital Project Services, Water Resources
Room 480, One East Main Street
Fort Wayne, Indiana 46802

Dear Mr. Brugger:

At your request, I personally inspected the property legally described in this report and identified as the single-family residence located at 536 Wagner Street, Fort Wayne, Allen County, Indiana. The property is owned by Timothy N. and Linda G. Jackson. The purpose of the inspection of the property on November 4, 2006 was to become significantly familiar with the real estate to provide the market value of the fee simple interest in the property.

The request for appraisal services is for a Complete Appraisal Analysis presented in a Summary Appraisal Report. As a result of the nature and character of the real estate, the applicable valuation approach for this assignment is the Improved Sales Comparison Approach. The Cost Approach is not considered to be relevant due to the extensive accrued depreciation from physical deterioration in the existing improvements. The Income Approach is not processed because the income and expense data from comparables pertaining to residences of this nature are generally not reliable. This aspect of the assignment was discussed with the client.

After completing the inspection of the property and considering pertinent information obtained, I am of the opinion that the estimated market value of the fee simple interest as though free and clear of all liens in the real estate identified as the subject of this report, as of November 4, 2006, is:

THIRTY-ONE THOUSAND ($31,000.00) DOLLARS

The undersigned appraiser is not an engineer qualified to detect any environmentally hazardous materials. Although no evidence of any contamination was noted during the inspection of the property, this appraiser assumes no responsibility for any such conditions and/or their affect on the value of this real estate.

I hereby certify that to the best of my knowledge and beliefs, the statements and opinions contained in this report are correct, subject to the limiting conditions herein set forth, and that I have no contemplated interest in this or any other property that will affect the conclusions reached. This appraisal assignment is not contingent on a requested minimum valuation. The estimated market value of the subject property does not include any contributory value for non-realty items which may be present in the property as of the date of valuation.

Thank you for giving me the opportunity of providing this appraisal service. If you have any questions regarding any portion of this report, please contact me at your convenience.

Sincerely,

Rita Ann Gabriel

Rita Ann Gabriel, MAI
Indiana Certified General Appraiser
License Number CG 69100630

110 West Berry Street • Suite 1907 • Fort Wayne, Indiana 46802 • 260-420-7482 • Fax 260-423-9450

SUMMARY OF SALIENT FEATURES

SUBJECT INFORMATION	Subject Address	538 Wagner St
	Legal Description	E 1/2 Lot 8 Baltes + Romy
	City	Ft. Wayne
	County	Allen
	State	IN
	Zip Code	46805-4041
	Census Tract	0005.00
	Map Reference	Wayne Township
SALES PRICE	Sale Price	$ N/A
	Date of Sale	N/A
CLIENT	Borrower/Client	City of Fort Wayne
	Lender	City of Fort Wayne
DESCRIPTION OF IMPROVEMENTS	Size (Square Feet)	896
	Price per Square Foot	$
	Location	Nwi-Urban
	Age	92
	Condition	Average
	Total Rooms	4
	Bedrooms	2
	Baths	1
APPRAISER	Appraiser	Thomas J Freistroffer
	Date of Appraised Value	12/11/2006
VALUE	Final Estimate of Value	$ 28,000

RITA ANN GABRIEL & ASSOCIATES, INC.

November 15, 2006

CITY OF FORT WAYNE – CITY UTILITIES
Attn: Justin Brugger, Program Manager
Capital Project Services, Water Resources
Room 480, One East Main Street
Fort Wayne, Indiana 46802

Dear Mr. Brugger:

At your request, I personally inspected the property legally described in this report and identified as the single-family residence located at 538 Wagner Street, Fort Wayne, Allen County, Indiana. The property is owned by Timothy N. and Linda G. Jackson. The purpose of the inspection of the property on November 4, 2006 was to become significantly familiar with the real estate to provide the market value of the fee simple interest in the property.

The request for appraisal services is for a Complete Appraisal Analysis presented in a Summary Appraisal Report. As a result of the nature and character of the real estate, the applicable valuation approach for this assignment is the Improved Sales Comparison Approach. The Cost Approach is not considered to be relevant due to the extensive accrued depreciation from physical deterioration in the existing improvements. The Income Approach is not processed because the income and expense data from comparables pertaining to residences of this nature are generally not reliable. This aspect of the assignment was discussed with the client.

After completing the inspection of the property and considering pertinent information obtained, I am of the opinion that the estimated market value of the fee simple interest as though free and clear of all liens in the real estate identified as the subject of this report, as of November 4, 2006, is:

TWENTY-THREE THOUSAND ($23,000.00) DOLLARS

The undersigned appraiser is not an engineer qualified to detect any environmentally hazardous materials. Although no evidence of any contamination was noted during the inspection of the property, this appraiser assumes no responsibility for any such conditions and/or their affect on the value of this real estate.

I hereby certify that to the best of my knowledge and beliefs, the statements and opinions contained in this report are correct, subject to the limiting conditions herein set forth, and that I have no contemplated interest in this or any other property that will affect the conclusions reached. This appraisal assignment is not contingent on a requested minimum valuation. The estimated market value of the subject property does not include any contributory value for non-realty items which may be present in the property as of the date of valuation.

Thank you for giving me the opportunity of providing this appraisal service. If you have any questions regarding any portion of this report, please contact me at your convenience.

Sincerely,

Rita Ann Gabriel

Rita Ann Gabriel, MAI
Indiana Certified General Appraiser
License Number CG 69100630

110 West Berry Street • Suite 1907 • Fort Wayne, Indiana 46802 • 260-420-7482 • Fax 260-423-9450

Board of Public Works
City of Fort Wayne

Resolution # 94-1-24-07-1

WHEREAS, residents of Woodcroft Lane have petitioned the City for acceptance of their streets into the City transportation system as dedicated city streets; and

WHEREAS, The Transportation Engineering Services Department has investigated the street condition and determined Woodcroft Lane meets acceptable City Standards;

WHEREAS, this acceptance is for the streets previously known as Woodcroft Lane, Springlake Drive, Wexham Court and now known as Woodcroft Lane excluding the bridge.

WHEREAS, this acceptance is for full maintenance of the Woodcroft Lane, except for snow removal and any maintenance, repair or replacement of the bridge, it's structural members, it's foundation, or any of it's appurtenances;

NOW, THERFORE, the Board of Public Works hereby accepts Woodcroft Lane as an integral part of the city transportation system.

DATED THIS 24th DAY OF January, 2007

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk

X

STREET LIGHT RESOLUTION

NUMBER 307-07

2007B CEDIT NEIGHBORHOODS

STREET LIGHT IMPROVEMENT

The Board of Public Works of the City of Fort Wayne, Indiana, hereby deems it necessary to install ornamental street lights on 6800 - 6900 CREEKWOOD TRAIL; 3200 EMERALD LAKE DRIVE; W. DUPONT ROAD & OAKTREE ROAD; W. DUPONT ROAD & HICKORY TREE ROAD; 2800 COVINGTON PINES COURT; 200 - 300 W. CREIGHTON AVENUE; and GLENS OF BITTERSWEET ADDITION; in accordance with the plans and specifications on file in the office of the Board of Works of the city of Fort Wayne, Indiana, and such lighting is now ordered. This improvement is ordered pursuant to the applicable Indiana Statutes.

This project is funded by 2007 COUNCIL DISTRICT CEDIT Funds and cost sharing from each association and/or resident involved. All proceedings and any work done in the said lighting assessment of property and collections of assessments shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff – Chair

John Suarez
John Suarez – Member

Ryan P. Chasey
Ryan P. Chasey -Member

ATTEST:

Marilyn Huth
Marilyn Huth – Clerk

Dated this 24th day of January, 2007

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Template Form Revised on 07/18/05

STREET LIGHT RESOLUTION

NUMBER 306-07

2007A CEDIT NEIGHBORHOODS

STREET LIGHT IMPROVEMENT

The Board of Public Works of the City of Fort Wayne, Indiana, hereby deems it necessary to install standard street lights on 5700-6000 Lois Lane; 2400-2600 St. Marys Avenue; 2100-2200 Cimarron Pass; 7200 Pana Drive; 5100-5300 Sunnybrook Drive; 5000 Brook Drive; 1300-1000 Sunshine Avenue; and 5600-5900 Woodheath Avenue, in accordance with the plans and specifications on file in the office of the Board of Works of the city of Fort Wayne, Indiana, and such lighting is now ordered. This improvement is ordered pursuant to the applicable Indiana Statutes.

This project is funded by 2007 Council District Funds. All proceedings and any work done in the said lighting assessment of property and collections of assessments shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff – Chair

John Suarez
John Suarez – Member

Ryan P. Chasey
Ryan P. Chasey – Member

ATTEST:

Marilyn Huth
Marilyn Huth – Clerk

Dated this 24th day of January, 2007

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Template Form Revised on 07/18/05

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: January 23, 2007

RE: SRF (STATE REVOLVING FUNDS) - **2002**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payment in the amount of **$ 413.00** to be paid from 2002 State Revolving Funds. This expense is for the WPCP Headworks project – W.O. 74595.

Draw #155	Vulcan Industries	$ 413.00
Total SRF Payment		**$ 413.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

January 31, 2007

Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: January 25, 2007

RE: Water SRF (STATE REVOLVING FUNDS) - **2006**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 210,717.00** to be paid from the 2006 Water State Revolving Fund loan. These expenses are for issuance costs and the 3RFP North Pump Building – W.O. 65687.

Draw #1 – Draw #3	Reimbursement: City of Ft. Wayne – Municipal Waterworks	$ 187,880.00
Draw #4	CH2M Hill	8,388.00
Draw #5	Donohue & Assoc.	14,449.00
Total SRF Payment		**$ 210,717.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

January 31, 2007
Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: January 22, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 1,965,826.00** to be paid from 2005 State Revolving Funds. These expenses are for the WPCP Primary Clarifiers Project – W.O. 74742.

Draw #89	Barton Malow Co. & National City Bank	$ 1,965,826.00
	Total SRF Payments	**$ 1,965,826.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

January 31, 2007
Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: January 23, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 319,135.00** to be paid from 2005 State Revolving Funds. These expenses are for the WPCP Primary Clarifiers Project – W.O. 74742,

Draw #90	CH2M Hill	$ 67,342.00
Draw #91	Donohue & Assoc.	48,797.00
Draw #92	CH2M Hill	24.142.00
Draw #93	Donohue & Assoc.	17,928.00
Draw #94	Hagerman, Inc.	161,226.00
	Total SRF Payments	~~**$ 319,135.00**~~ 319,435.00

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

January 31, 2007
Date

IMPROVEMENT RESOLUTION NO. 7112-07

WEST SHERWOOD TERRACE
WORK ORDER NO. 11974

CEDIT NEIGHBORHOOD/REVOLVING BARRETT LAW

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve: REPLACE CONCRETE CURBS, WALKS, DRIVES, YARD WALKS, SEED AND MULCH RESTORATION

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for CURBS, WALKS, DRIVES, AND YARD WALKS shall be assessed 60% on the real estate abutting on said improvements and 40% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement and the cost for SEED AND MULCH RESTORATION shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 7th day of February, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Michelle Nelson, Acting Clerk
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: W. SHERWOOD TERRACE

RES. NO.: 7112-07

DATE: FEBRUARY 1, 2007

W.O. NO.: 11974

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Pavement, Including Monolithic Curb	245	SY	6.50	1592.50
2.	Concrete Curb Type III	880	LF	15.00	13200.00
3.	Asphalt / Concrete Pavement Patching	210	SY	30.00	6300.00
4.	Removal of Concrete	815	SY	6.50	5297.50
5.	Concrete Sidewalk (4")	500	SY	24.00	12000.00
6.	Concrete Steps, Undistributed	10	CY	60.00	600.00
7.	Concrete Pavement for Residential Drive (6")	300	SY	30.00	9000.00
8.	Saw Cut	1055	LF	2.50	2637.50
9.	Backfill Behind Curb (Borrow)	45	TON	16.00	720.00
10.	Bed Course Material	220	TON	16.00	3520.00
11.	Mulched Seeding,	700	SY	2.00	1400.00
12.	Top Soil	75	TON	16.00	1200.00
13.	Water Valves (Curb-Box) Adjusted to Grade Undistributed	10	EA	45.00	450.00
14.	Water Valves (Valve-Box) Furnish And Adjust To Grade, Undistributed	1	EA	45.00	45.00
15.	Tree Fertlization	16	EA	70.00	1120.00
16.	Bituminous Surface, No. 12, HAC Behind Asphalt Drive Approaches, Undistributed	5	TON	100.00	500.00
17.	Standard Barricade, Type II, Or Barrels Type C Const. Warning Light	35	EA	28.00	980.00
18.	Construction Signs, Type A With Construction Warning Light Type A	6	EA	80.00	480.00
19.	Maintenance Of Traffic	1	LS	2400.00	2400.00
20	Mobilization / Demobilization	1	LS	3100.00	3100.00

SUB-TOTAL: 66542.50
E&I @25% 16635.63

TOTAL: $83,178.13

WEST SHERWOOD TERRACE BARRETT LAW PROJECT

C=Curbing @ **$15.50 / LF** E=Sidewalk @ **$13.50 / LF**
H=Drive Approach @ **$24.00 / SY** I=YD Walks @ **$13.50 / SY** **REVISED 1/24/07**

KEY N0.	NAME ADDRESS	TYPE	UNIT COST	# 0F UNITS	TOTAL $	TOTAL EST. $
30219R-001	BROWN TRAVIS &	C	$15.50	64	$992.00	
	LESLIE	E	$13.50	64	$864.00	
	302 W. SHERWOOD TER.	H	$24.00	18	$432.00	
	LOT 217	I	$13.50	3	$40.50	
	DOUBLE LOT			TOTAL	$2,328.50	$2,328.50
30219R-002	HARRIS KRISTY, DIANE	C	$15.50	52	$806.00	
	& PAUL	E	$13.50	52	$702.00	
	303 W. SHERWOOD TER.	H	$24.00		$0.00	
	LOT 252	I	$13.50		$0.00	
				TOTAL	$1,508.00	$1,508.00
30219R-003	HAMMONS WILLIAM	C	$15.50	38	$589.00	
	306 W. SHERWOOD TER.	E	$13.50	38	$513.00	
	LOT 218	H	$24.00	18	$432.00	
		I	$13.50		$0.00	
				TOTAL	$1,534.00	$1,534.00
30219R-004	CENTEX HOME EQUITY	C	$15.50	40	$620.00	
	CO. LLC	E	$13.50	40	$540.00	
	307 W. SHERWOOD TER.	H	$24.00	18	$432.00	
	LOT 251	I	$13.50		$0.00	
				TOTAL	$1,592.00	$1,592.00
30219R-005	HAGEN DANIEL	C	$15.50	40	$620.00	
	309 W. SHERWOOD TER.	E	$13.50	40	$540.00	
	LOT 250	H	$24.00	18	$432.00	
		I	$13.50		$0.00	
				TOTAL	$1,592.00	$1,592.00
30219R-006	WHITLOCK DEAN	C	$15.50	38	$589.00	
	310 W. SHERWOOD TER.	E	$13.50	38	$513.00	
	LOT 219	H	$24.00	18	$432.00	
		I	$13.50		$0.00	
				TOTAL	$1,534.00	$1,534.00
30219R-007	JUDT PHILLIP &	C	$15.50	40	$620.00	
	RACHEL	E	$13.50	40	$540.00	
	315 W. SHERWOOD TER.	H	$24.00	18	$432.00	
	LOT 249	I	$13.50		$0.00	
				TOTAL	$1,592.00	$1,592.00
30219R-008	FRARY FRAND &	C	$15.50	32	$496.00	
	DOROTHY	E	$13.50	32	$432.00	
	316 W. SHERWOOD TER.	H	$24.00	25	$600.00	
	LOT 220	I	$13.50		$0.00	
				TOTAL	$1,528.00	$1,528.00
30219R-009	LITTLE GLORIA	C	$15.50	50	$775.00	
	320 W. SHERWOOD TER.	E	$13.50	50	$675.00	
	LOT 221	H	$24.00	18	$432.00	
		I	$13.50	3	$40.50	
				TOTAL	$1,922.50	$1,922.50
30219R-010	ZWICK BENJAMN &	C	$15.50	42	$651.00	
	HART JILLIAN	E	$13.50	42	$567.00	
	321 W. SHERWOOD TER.	H	$24.00	18	$432.00	
	LOT 248	I	$13.50		$0.00	
				TOTAL	$1,650.00	$1,650.00
30219R-011	DUNIFON MARTIN &	C	$15.50	40	$620.00	
	RENEE	E	$13.50	40	$540.00	
	327 W. SHERWOOD TER.	H	$24.00	18	$432.00	
	LOT 247	I	$13.50		$0.00	
				TOTAL	$1,592.00	$1,592.00

H=Drive Approach @ **$24.00 / SY**   I=YD Walks @ **$13.50 / SY**   **REVISED 1/24/07**

KEY N0.	NAME	TYPE	UNIT	# 0F	TOTAL	TOTAL
30219R-012	RENTERIA MARNA	C	$15.50	53	$821.50	
	328 W. SHERWOOD TER.	E	$13.50	53	$715.50	
	LOT 222	H	$24.00	18	$432.00	
		I	$13.50	3	$40.50	
				TOTAL	$2,009.50	$2,009.50
30219R-013	LAMBERT ROBERT	C	$15.50	53	$821.50	
	332 W. SHERWOOD TER.	E	$13.50	53	$715.50	
	LOT 223	H	$24.00	18	$432.00	
		I	$13.50		$0.00	
				TOTAL	$1,969.00	$1,969.00
30219R-014	FISHER PHYLLIS V.	C	$15.50	40	$620.00	
	TRUSTEE	E	$13.50	40	$540.00	
	333 W. SHERWOOD TER.	H	$24.00	18	$432.00	
	LOT 246	I	$13.50		$0.00	
				TOTAL	$1,592.00	$1,592.00
30219R-015	KRAHN STANLEY	C	$15.50	42	$651.00	
	335 W. SHERWOOD TER.	E	$13.50	42	$567.00	
	LOT 245	H	$24.00	18	$432.00	
		I	$13.50		$0.00	
				TOTAL	$1,650.00	$1,650.00
30219R-016	AHO GERHARD & IRMA	C	$15.50	53	$821.50	
	340 W. SHERWOOD TER.	E	$13.50	53	$715.50	
	LOT 224	H	$24.00	18	$432.00	
		I	$13.50		$0.00	
				TOTAL	$1,969.00	$1,969.00
30219R-017	CUCINELLI LUCY	C	$15.50	29	$449.50	
	341 W. SHERWOOD TER.	E	$13.50	29	$391.50	
	LOT 148	H	$24.00	18	$432.00	
		I	$13.50		$0.00	
				TOTAL	$1,273.00	$1,273.00
30219R-018	FRY CHAD	C	$15.50	63	$976.50	
	345 W. SHERWOOD TER	E	$13.50	50	$675.00	
	LOT 147	H	$24.00		$0.00	
		I	$13.50		$0.00	
				TOTAL	$1,651.50	$1,651.50
30219R-019	SHAUGHNESSY	C	$15.50	63	$976.50	
	MAUREEN	E	$13.50	50	$675.00	
	4519 W. SHERWOOD TER.	H	$24.00		$0.00	
	LOT 178	I	$13.50		$0.00	
				TOTAL	$1,651.50	$1,651.50

PROPERTY OWNER COST: **$32,138.50**

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: February 7, 2007

RE: 2006 Financial System Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $17,787.86 to be paid from the proceeds of the 2006 Financial System Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Tyler Technologies	PR #6	17,787.86
	Total for Payment Requests	**$ 17,787.86**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

February 7, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: February 7, 2007

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Tyler Technologies	PR #6	17,787.86
	Total for Payment Requests	**$ 17,787.86**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

February 7, 2007
Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: February 2, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payment with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 89,637.00** to be paid from 2005 State Revolving Funds. These expenses are for the Parkerdale Sanitary Sewer Project – W.O. 74750.

Draw #95	Geiger Developing & Tower Bank	$ 89,637.00
	Total SRF Payments	**$ 89,637.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

February 7, 2007

Date

EMERGENCY RESOLUTION NUMBER 94-2-7-07-1
1100 Grant Street

WHEREAS, the existing combination sewer has collapsed;

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action, and;

WHEREAS, repair of the collapse is beyond the workload of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, T-E Incorporated, Scheidleman Excavating, Bercot Inc., and Liberty Construction were invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Sixty-Five Thousand Dollars and Zero Cents, ($65,000.00).

NOW THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repair and orders the Purchasing Department to issue an **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

APPROVED this 7th day of February 2007.

BOARD OF PUBLIC WORKS

By Regina A. Kostoff
Regina Kostoff, Chair

By Ryan P. Chasey
Ryan P. Chasey, Member

By John Suarez
John Suarez, Member

ATTEST: Michelle Nolan, Acting Clerk
Marilyn Huth, Clerk

1100GRANT STREET
COMBINATION SEWER EMERGENCY REPAIR SPECIFICATIONS

SCOPE OF WORK:

This emergency repair shall consist of the following bid:

ITEM NO. 1

Installation of a 96” manhole on a 72” brick combination sewer line at the point where a 12” clay line blind taps it and it has collapsed under a 6” water line.

CONDITIONS OF WORK:

The contractor awarded the emergency repairs shall be required to provide and comply with the following items:

1. City of Fort Wayne Department of Water Resources, Development Criteria/Standards Manual
2. Contractor shall be responsible for and shall be required to comply with all Local, State and Federal Regulations regarding safety procedures, O.S.H.A. requirements and in particular open construction trench protection and confined space entry.
3. Contractor shall be required and responsible for placing and maintaining temporary barricades.
4. Contractor needs to comply with all E.B.E. requirements through City of Fort Wayne Compliance Office.
5. Contractor shall be responsible for dealing with whatever ground condition exists at the time of construction.
6. Contractor shall be responsible to protect, replace, and or repair all existing utilities in the emergency repair site.
7. Contractor is to submit Monthly Report and Manpower Summary to the City Compliance Office, Room #420
8. Contractor shall be required to obtain and adhere to any and all required permits, including a right of way cut permit and a street barricade permit.

The Contractor is responsible to determine if the temporary removal, relocation, support or bracing of existing items, such as street and traffic signs, power poles, posts, fences, rock gardens, light posts, shrubs, bushes, guard rail, etc., is necessary. Should temporary removal or relocation be necessary, the Contractor shall be responsible to replace or reinstall said items at their original location or at locations designated by the property owners and the Contractor shall restore them to their original or better condition, at no extra cost.

1100 GRANT AVE.
COMBINATION SEWER EMERGENCY REPAIRS

BASE BID:

ITEM NO. 1 All costs to complete all work to install a 96" manhole on the 72" brick sewer at the point where a 12" clay line blind taps and it has collapsed under the 6" water main.

LUMP SUM $__________________

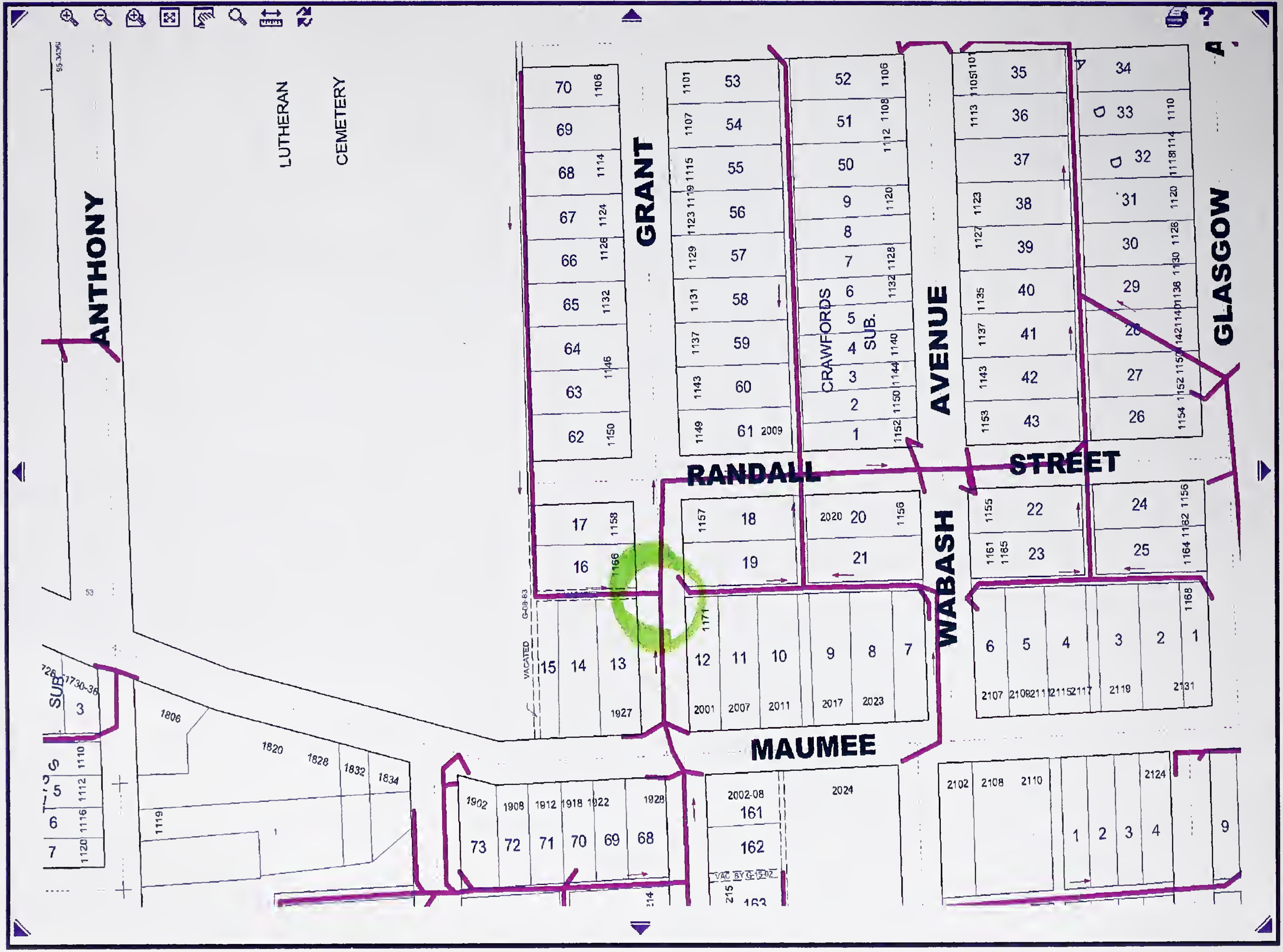
The emergency repair work shall begin within 1 (one) day from date of obtaining an emergency repair order.

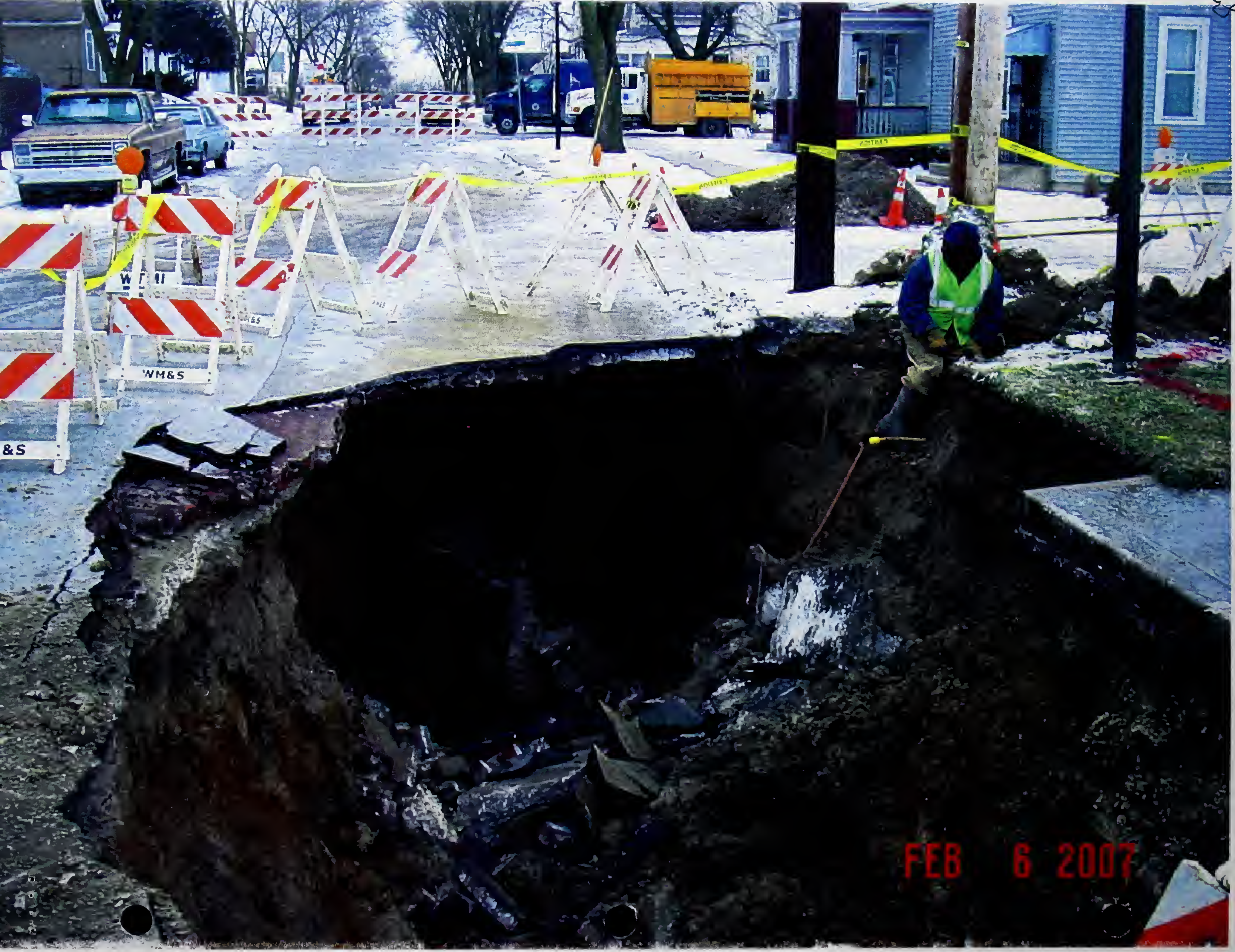
Proposal submitted this __________day of ____________________________, 2007.

FROM_________________________________

Contractor

BY_____________________________________


ANTHONY
LUTHERAN
CEMETERY
GRANT
AVENUE
GLASGOW
RANDALL
STREET
WABASH
MAUMEE
CRAWFORDS
SUB.
SUB
VACATED
G-08-63
VAC BY G-15-02


WM&S
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FEB 6 2007

LIMBERLOST PHASE II WATER MAIN EXTENSION
PETITION PROJECT
RESOLUTION NO. 1947-2007
WO#65680

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

> Orders the construction of approximately 3,020 LF of 6", 1,100 LF of 8" and 645 of 12" PVC DR18 water main with appurtenances to serve 55 residential properties in the Limberlost Acres Addition including Limberlost Trail, Indianola Drive, Nottawa Triail, Paradise Drive, Jamaica Drive and Rome Drive.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "Limberlost Phase II Water Main Extension."

Declares the cost of the said improvements shall be paid by the funds from the property owners (Barrett Law) and the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no costs associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's cost for materials is $300,000.

Declares the maximum fee to be collected from the affected property owners are those shown on the Attachment "A".

APPROVED THIS 21st DAY OF February, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chairman

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth,
Marilyn Huth, Clerk

EXHIBIT A Cost Allocation Spreadsheet

02/11/07

Water Petition Project:
Limberlost Phase II Water
Main Extension Petition Project
Resolution 1947-2007

WO# 65680

Parcel	Property Owner	Property Address	No. of Taps	No. of Units	Unit Cost	P.O. Cost	City Utilities Cost	Total Property Cost	Comments
1	Kathleen J Bennett	212 Indianola Dr	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
2	Mark A & Rhonda J Allen	224 Indianola Dr	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
3	Alan I & Norma J Keller	231 Indianola Dr	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
4	David K & Kathi J Moelller	234 Indianola Dr	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
5	Timothy & Peggy Leffers	304 Indianola Dr	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
6	Steven L & Vicki A Auman	309 Indianola Dr	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
7	James J & Theresa A Coonan	314 Indianola Dr	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
8	Paul Kelble	324 Indianola Dr	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
9	David J & Lynn M Reed	9911 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
10	James Kennedy	9916 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
11	Matthew R & Tamatha Conn	9925 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
12	Joseph E & Rosalina A Stier	9926 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
13	Harry Lee & Peggy Sue Yarde	10003 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
14	Lary L & Sharon E Klem	10006 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
15	Larry & Sandra Stewart	10015 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
16	Howard F & Betty J Martin	10026 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
17	Douglas J & Ann D Schwartz	10027 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
18	Paul F & Molly E Boyer	10028 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
19	John L & Frances I Harris	10106 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
20	Robert J & Julie B Crum	10117 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
21	Cheryl H Allen	10207 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
22	Jack A Holm	10208 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	

Water Resources Department
Development Services

City of Fort Wayne
City Utilities

Cost Allocation Sheet
Date Created: 10.11.00, Rev. A

EXHIBIT A Cost Allocation Spreadsheet

02/11/07

Water Petition Project:
Limberlost Phase II Water
Main Extension Petition Project
Resolution 1947-2007

WO# 65680

Parcel	Property Owner	Property Address	No. of Taps	No. of Units	Unit Cost	P.O. Cost	City Utilities Cost	Total Property Cost	Comments
23	Donald J & Annette Mudrack	10221 Jamaica	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
24	Richard A & Deanna Carias	9906 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
25	Phillip & Andrea Smith	9918 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
26	Martin D & Breck A Hunnicutt	9919 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
27	Karen Koch	9928 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
28	Mark A & Millicent A Summers	9929 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
29	Patricia L Little	10005 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
30	Brein L & Janelle W Honn	10014 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
31	JR Colstock	10015 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
32	Roger C & Margarett L Detamore	10024 E. Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
33	Ross & Kristina Bowman	10027 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
34	Gary L & Lori A Borne	10102 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
35	Margaret J Roberts	10109 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
36	Donald Porter	10110 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
37	Duaine K & Bette M Scribner	10121 E. Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
38	John R & Linda Suzanne Butler	10203 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
39	Joseph A & Barbara A Hontz	10216 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
40	Louis Scott Naltner	10221 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
41	Larry D & Kathryn S Underwood	10222 E. Limbrlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
42	Brian C & Pamela K Lamley	10302 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
43	James J Goheen Jr & Kori L Miller	10310 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
44	Virginia E Thomas	10317 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
45	M Jeffery & Elizabeth Pulawski	10332 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	

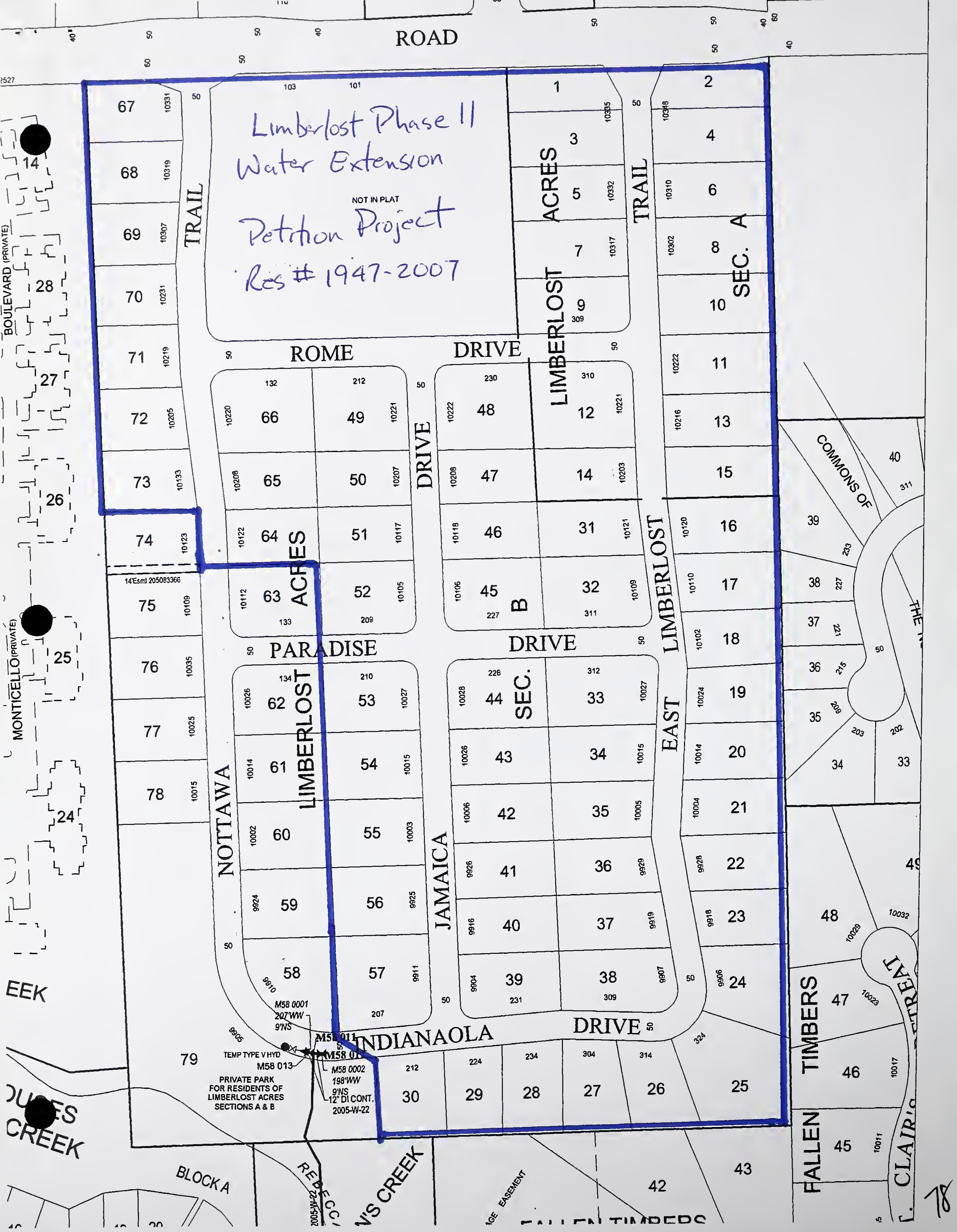
EXHIBIT A Cost Allocation Spreadsheet

02/11/07

Water Petition Project: Limberlost Phase II Water
Main Extension Petition Project
Resolution 1947-2007

WO# 65680

Parcel	Property Owner	Property Address	No. of Taps	No. of Units	Unit Cost	P.O. Cost	City Utilities Cost	Total Property Cost	Comments
46	David J & Paula R Dewald	10335 Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
47	M Jeffery & Elizabeth Pulawski	10348 E. Limberlost Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
48	Scott Allen	10122 Nottawa Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
49	Paul E. Fahsing	10133 Nottawa Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
50	Clinton J & Lisa L Wall	10205 Nottawa Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
51	Scott A & Mitzi L Thomas	10208 Nottawa Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
52	Timothy Burns	10220 Nottawa Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
53	Bernard F & Cardle A Szuhaj	10231 Nottawa Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
54	Ronnie M & Linda L McChesney	10319 Nottawa Trl	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
55	J Thomas & Mary Jane Goodwin	309 Rome Dr	1	1	$2,700.00	$2,700.00	$2,657.00	$5,357.00	
		sub-totals	55	55		$148,500.00	$143,478.00	$294,635.00	



Limberlost Phase II
Water Extension

Petition Project
Res # 1947-2007

ROAD
TRAIL
NOT IN PLAT
LIMBERLOST ACRES
SEC. A
ROME
DRIVE
PARADISE
DRIVE
LIMBERLOST ACRES
SEC. B
NOTTAWA
JAMAICA
EAST LIMBERLOST TRAIL
INDIANAOLA
DRIVE
14'Esmt 205083366
M58 0001
207'WW
9'NS
M58 011
TEMP TYPE V HYD
M58 013
M58 0002
198'WW
9'NS
12" DI CONT.
2005-W-22
PRIVATE PARK
FOR RESIDENTS OF
LIMBERLOST ACRES
SECTIONS A & B
BOULEVARD (PRIVATE)
MONTICELLO (PRIVATE)
COMMONS OF
FALLEN TIMBERS
CLAIR'S RETREAT
BLOCK A
FALLEN TIMBERS
CREEK
EEK

78

ELECTRICAL IMPROVEMENT PROJECT FOR POND 2, POND 3, AND DECHLORINATION BUILDING
RESOLUTION NO. 1946-2006

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the improvements to the electrical power feed for Pond 2, Pond 3, and Dechlorination Building. Work includes provision of new underground 5 kV feeder with duct bank, installation of a new owner furnished padmount transformer and other electrical work.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "ELECTRICAL IMPROVEMENT PROJECT FOR POND 2, POND 3, AND DECHLORINATION BUILDING."

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Utility (SEWER REVENUE).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not be acquiring any property with this project.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $125,000.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 21st DAY OF February, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

IMPROVEMENT RESOLUTION NO. 7116-07

WALDEN COMMUNITY CONCRETE STREET REPAIRS
WORK ORDER NO. 11991

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: WORCHESTER PLACE BETWEEN THOREAU AVENUE AND CUL-DE-SAC WITH CONCRETE PAVEMENT SPOT REPAIR.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 21st day of February, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

11

ESTIMATE OF QUANTITIES

PROJECT: Walden Community (concrete street repairs) RES. NO.: 7116-07
3409 - 3414 Worchester Place / 3434 - 3510 Worchester Place
DATE:

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1	Removal ofPavement	1160	SY	6.00	6960.00
2	Cement Concrete pavement,Plain 6" Incl."type I-A curb"	1160	SY	23.00	26680.00
3	Compacted aggregate for base "O" - #53	180	TON	12.00	2160.00
4.	Backfill For Behind Curbs	50	TON	12.00	600.00
5	Top Soil	30	TON	15.00	450.00
6	Mulched Seeding	240	SY	2.00	480.00
7	Inlet in Place Remove and Replace with New Inlet Type IV- E	1	EA	1500.00	1500.00
8	Construction Signs Type "A"	3	EA	70.00	210.00
9	Standard Barricade, Type III	2	EA	100.00	200.00
10	Mobilization and Demobilization	1	LS	1962.00	1962.00
11	Maintenance of Traffic	1	LS	1569.60	1569.60

SUB-TOTAL:	42771.60
E&I @16%	6843.46
TOTAL:	**$49,615.06**

Revised: 02-13-04

GENERAL CIPP 2007
RESOLUTION NO. 1953-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The CONTRACTOR shall furnish all labor, materials, supplies, and equipment required to perform point repairs of damaged sewer pipe in sporadic areas of the city by means of open cut excavation as indicated in the project documents and drawings.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **General CIPP 2007.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is **$1,965,634.00.**

APPROVED THIS 21st DAY OF February, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

US 33 WATERLINE & SEWER RELOCATION PROJECT
RESOLUTION NO. 1107-2003

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The construction of approximately 340 LF of 6-inch water main, 975 LF of 8-inch water main, 2,515 LF of 12-inch water main, 1,025 LF of 16" water main, 176 LF of 30" jack and bored casing, 49 LF of 22" jack and bored casing, 12 fire hydrants, 14 valves, relocation of 315 LF of 15" sanitary sewer with 3 manholes, and all other appurtenances and work as necessary for the project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "US 33 WATERLINE & SEWER RELOCATION PROJECT".

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water & Sewer Utility Revenue.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

States there is a cost of $14,500.00 for the purchase of easements associated with this project.

Declares the engineer's estimate of the project's total cost is $700,000.00.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 21st DAY OF February, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth, MD
Marilyn Huth, Clerk

Attachment "A"

Property Acquisition Sheet

US 33 Water & Sewer Relocation

PARCEL NO.	OWNER	PROPERTY ADDRESS	SHEET NUMBERS (project plans)	SOURCE OF TITLE DEED RECORD NUMBER	WATER EASEMENT (SQ. FT.)	TEMPORARY EASEMENT (SQ. FT.)	REMARKS	EASEMENT DOCUMENT NUMBER
1	Washington Center and Hillegas, LLC	4000 Washington Center	5&6		5,643.0	4,711	Sewer & Water	204021784
2	Behepe, Inc.	4220 Goshen Road	5&6		2,358	331	Sewer & Water	204008409
3	Nicholas Litchin	4515 Merchant Road.	14		8,346.0		Water	204008692

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Adjust the Applicable Areas of Several Sanitary Sewer Area Connection Fee Areas
Resolution No. 941·2·21·07·3

WHEREAS, the Board of Public Works (Board) has previously approved several resolutions authorizing the establishment of and making adjustments to sanitary sewer area connection fee areas which are defined areas used for the purpose of identifying existing and near future sanitary sewer service areas and used for the purpose of identifying the applicable sanitary sewer area connection fees that are used to defray certain costs for the planning, engineering, financing and construction of sanitary sewer related projects within the respective areas; and

WHEREAS, studies indicate that there will be continued costs for sanitary sewer planning, engineering and construction projects to ensure that certain areas can continue to provide for increased sanitary sewer services; and

WHEREAS, the Board finds that all real estate generally located in the respective areas should be assessed a portion of the cost of applicable improvements necessary to provide adequate sanitary service to the same real estate; and

WHEREAS, this Board finds that the respective sanitary sewer areas should be adjusted in name, in described area, or both to accurately depict planning, engineering, financing, and construction intentions related to the sanitary sewer system.

NOW THEREFORE BE IT RESOLVED, that the Board makes the following changes to the names of the following Sanitary Sewer Area Connection Fee Areas as listed herein.

The name changes are set forth below:

North Maumee A	changes in name to	North Maumee.
North Maumee B	changes in name to	South Maumee.

BE IT FURTHER RESOLVED, that the Board adjusts the areas listed and represented herein to the areas generally described by the respective exhibits as the updated areas that are existing and near future sanitary sewer service areas and identifying the applicable sanitary sewer area connection fees subject in each respective area. This shall be effective this date and until such time modified. Said fees shall be collected prior to connection to the facilities described herein.

The revised areas are set forth below:

Hawthorn West	Exhibit A
Junk Ditch	Exhibit B
South Maumee	Exhibit C
North Maumee	Exhibit D
Saint Mary's	Exhibit E
Southwest	Exhibit F
Tiernan B	Exhibit G
Upper Becket's	Exhibit H

Upper Saint Joseph	Exhibit I
Upper Spy Run	Exhibit J

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional adjustments may be considered by the Board.

APPROVED THIS 21st **day of** February**, 2007.**

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

Attest: Marilyn Huth MH
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina A. Kostoff, Bryan F. Creasey, John Suarez of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

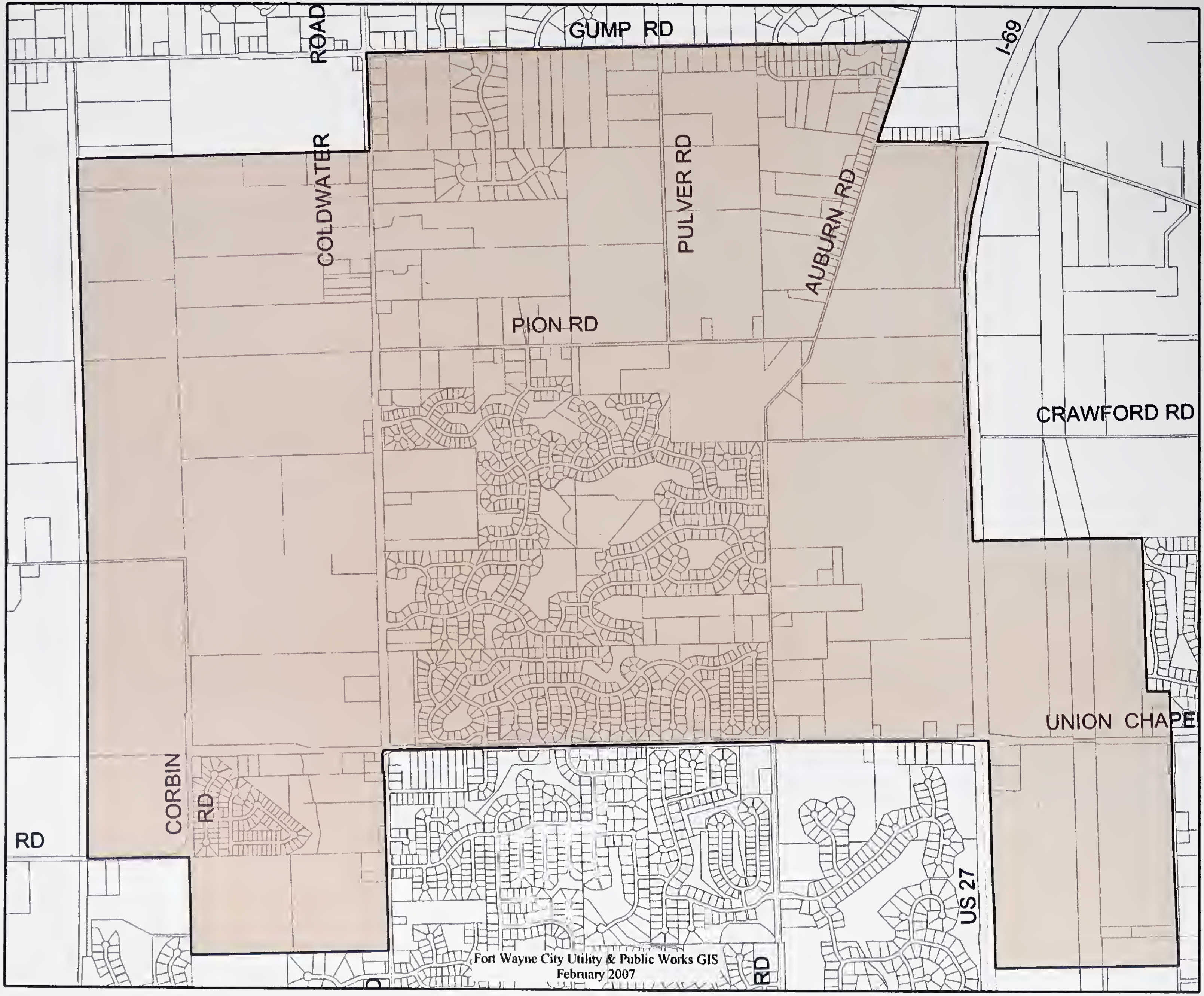
WITNESS my hand and notarial seal this 21st day of February 2007.

MICHELLE R. NELSON

My Commission Expires:

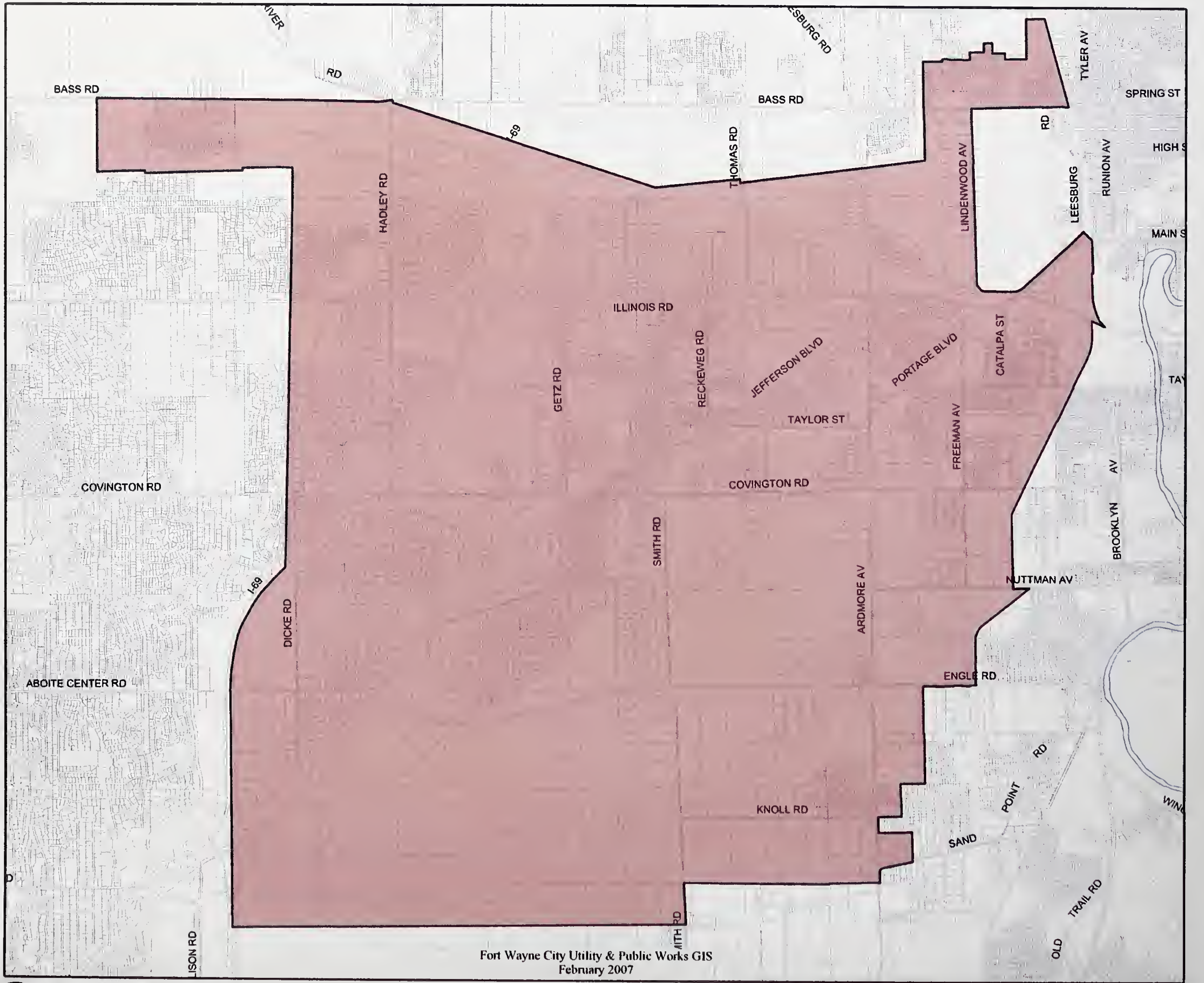
Michelle R. Nelson
Notary Public
Resident of Allen County
Michelle R. Nelson
Printed Name of Notary

Exhibit A:
Proposed HAWTHORN WEST Sewer Area Connection Fee Area


GUMP RD
ROAD
I-69
COLDWATER
PULVER RD
AUBURN RD
PION RD
CRAWFORD RD
UNION CHAPE
CORBIN
RD
RD
US 27
RD
D

Fort Wayne City Utility & Public Works GIS
February 2007

Exhibit B:
Proposed JUNK DITCH Sewer Area Connection Fee Area


IVER
RD
BASS RD
BASS RD
ESBURG RD
TYLER AV
SPRING ST
RD
I-69
THOMAS RD
HIGH S
RUNION AV
LINDENWOOD AV
LEESBURG
HADLEY RD
MAIN S
ILLINOIS RD
RECKEWEG RD
JEFFERSON BLVD
PORTAGE BLVD
CATALPA ST
GETZ RD
TAYLOR ST
TAY
FREEMAN AV
COVINGTON RD
COVINGTON RD
AV
BROOKLYN
SMITH RD
I-69
NUTTMAN AV
DICKE RD
ARDMORE AV
ABOITE CENTER RD
ENGLE RD
RD
POINT
KNOLL RD
SAND
WIN
TRAIL RD
OLD
D
LISON RD
MITH RD

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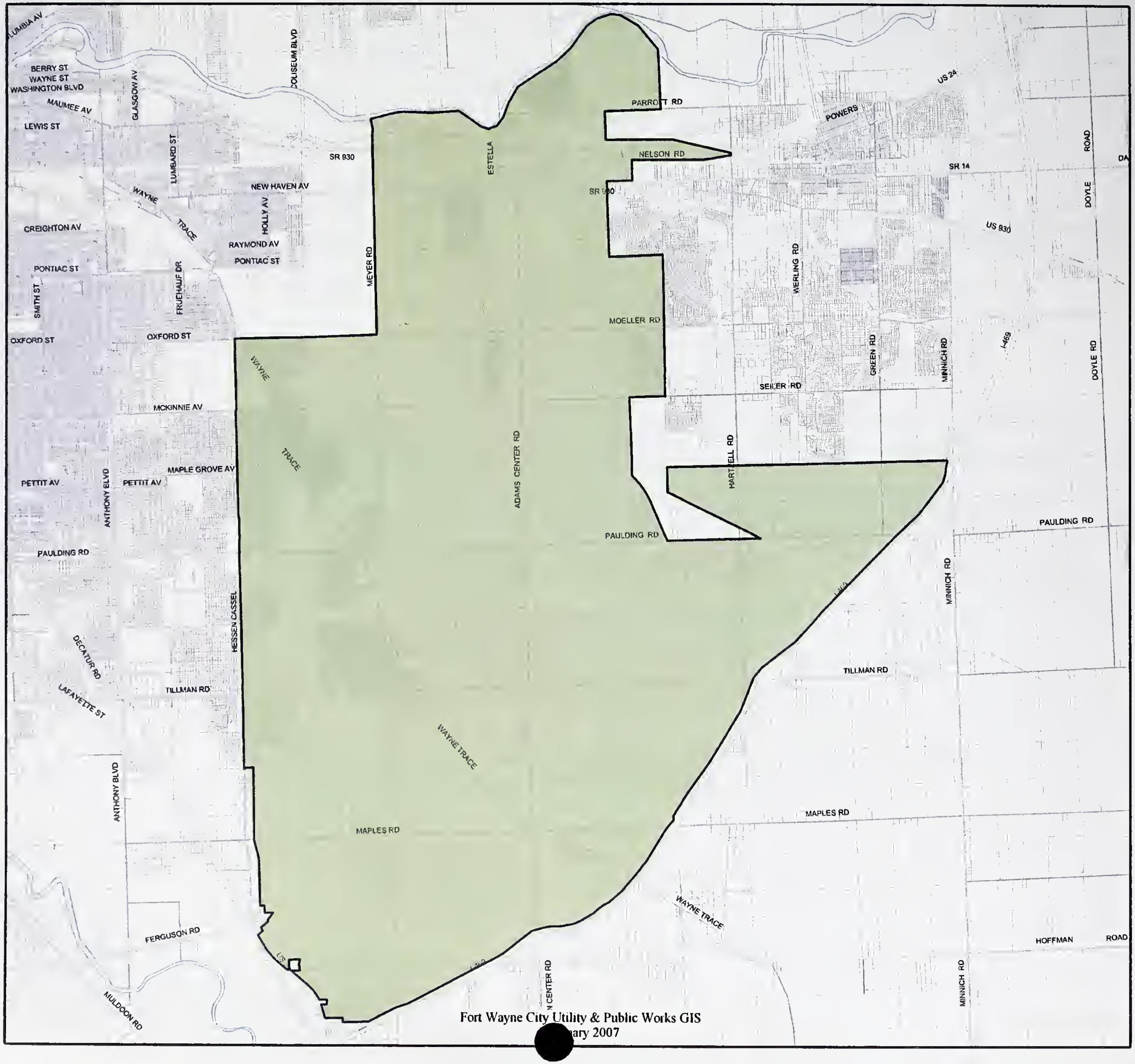
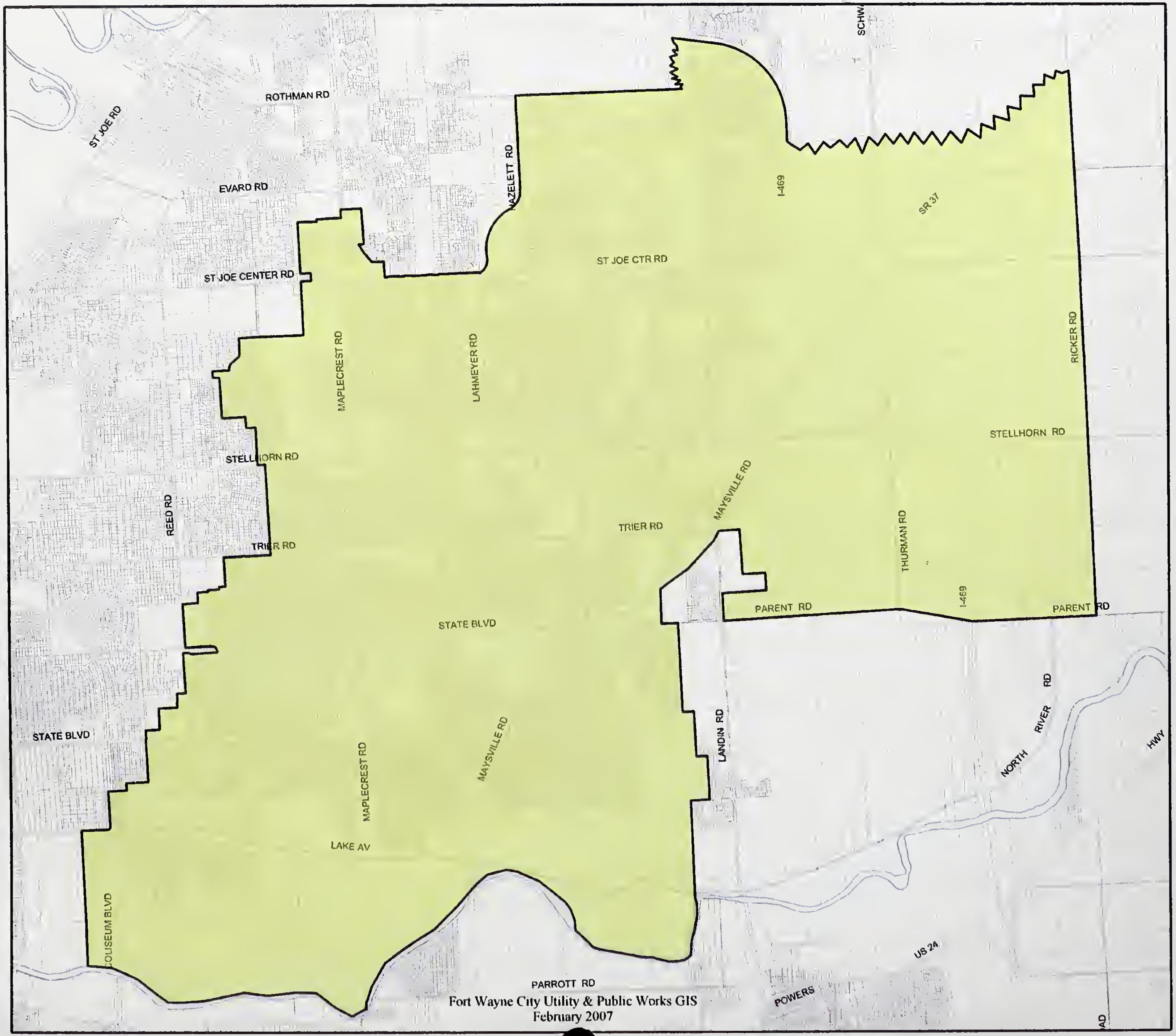
February 2007

Exhibit C:
Proposed SOUTH MAUMEE Sewer Area Connection Fee Area


LUMBIA AV
BERRY ST
WAYNE ST
WASHINGTON BLVD
MAUMEE AV
LEWIS ST
GLASGOW AV
COLISEUM BLVD
LUMBARD ST
SR 930
NEW HAVEN AV
WAYNE
TRACE
HOLLY AV
RAYMOND AV
PONTIAC ST
CREIGHTON AV
PONTIAC ST
SMITH ST
FRUEHAUF DR
OXFORD ST
OXFORD ST
MEYER RD
ESTELLA
PARROTT RD
NELSON RD
SR 930
US 24
POWERS
SR 14
ROAD
DOYLE
DA
US 930
WERLING RD
MOELLER RD
GREEN RD
MINNICH RD
I-469
DOYLE RD
SEILER RD
MCKINNIE AV
WAYNE
TRACE
ADAMS CENTER RD
HARTZELL RD
MAPLE GROVE AV
PETTIT AV
ANTHONY BLVD
PETTIT AV
PAULDING RD
PAULDING RD
PAULDING RD
I-469
MINNICH RD
HESSEN CASSEL
DECATUR RD
LAFAYETTE ST
TILLMAN RD
TILLMAN RD
WAYNE TRACE
ANTHONY BLVD
MAPLES RD
MAPLES RD
WAYNE TRACE
FERGUSON RD
HOFFMAN
ROAD
US
I-469
N CENTER RD
MINNICH RD
MULDOON RD

Fort Wayne City Utility & Public Works GIS
ary 2007

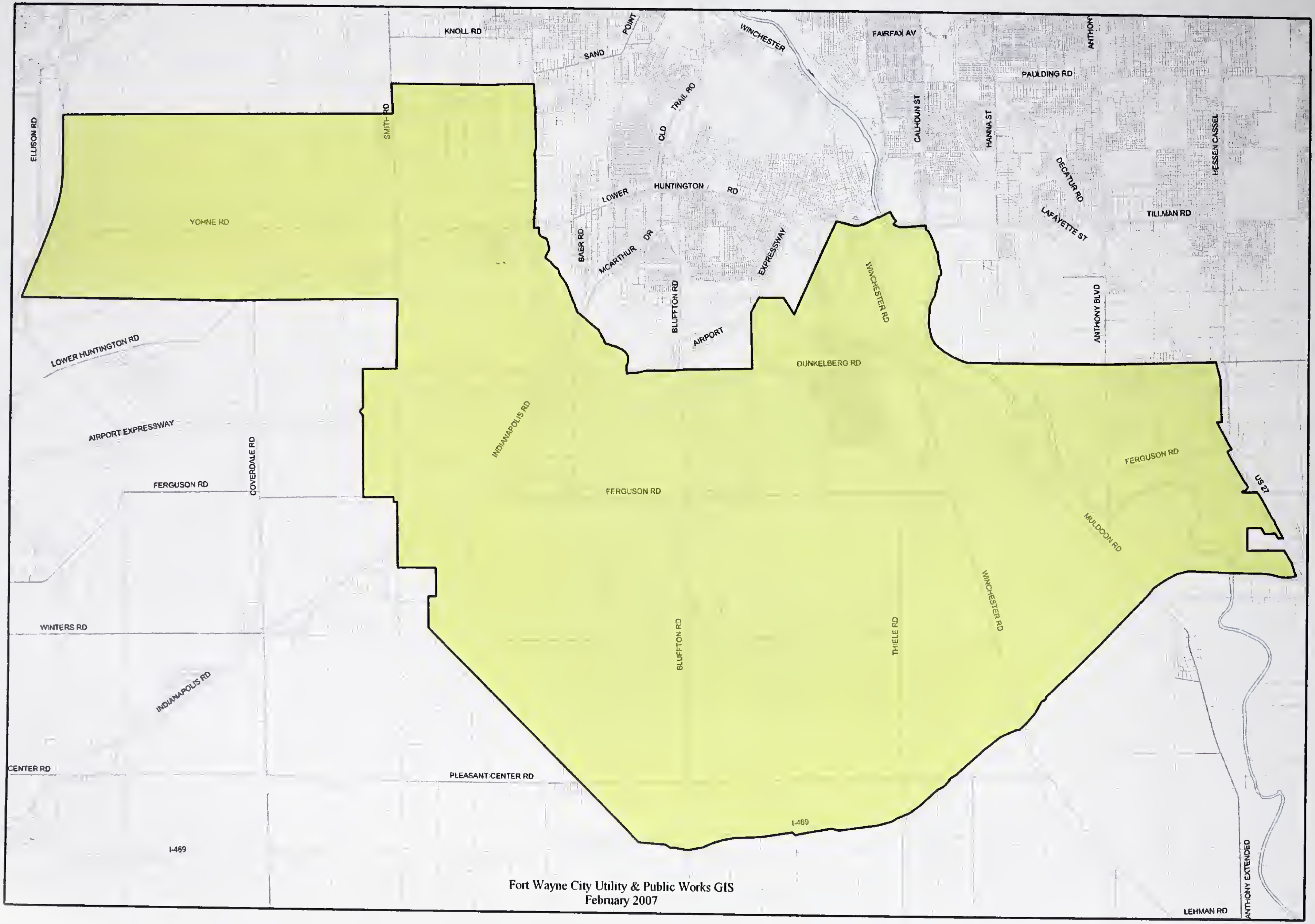
Exhibit D:
Proposed NORTH MAUMEE Sewer Area Connection Fee Area



ST JOE RD
ROTHMAN RD
EVARD RD
ST JOE CENTER RD
HAZELETT RD
SCHWA
ST JOE CTR RD
I-469
SR 37
MAPLECREST RD
LAHMEYER RD
RICKER RD
STELLHORN RD
STELLHORN RD
REED RD
TRIER RD
TRIER RD
MAYSVILLE RD
THURMAN RD
I-469
PARENT RD
PARENT RD
STATE BLVD
STATE BLVD
MAYSVILLE RD
MAPLECREST RD
LANDIN RD
LAKE AV
NORTH RIVER RD
HWY
COLISEUM BLVD
PARROTT RD
US 24
POWERS
AD

Fort Wayne City Utility & Public Works GIS
February 2007

Exhibit E:
Proposed SAINT MARYS Sewer Area Connection Fee Area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SAND
POINT
WINCHESTER
FAIRFAX AV
ANTHONY
PAULDING RD
TRAIL RD
OLD
CALHOUN ST
HANNA ST
HESSEN CASSEL
ELLISON RD
SMITH RD
DECATUR RD
LOWER
HUNTINGTON
RD
YOHNE RD
TILLMAN RD
LAFAYETTE ST
BAER RD
MCARTHUR
DR
EXPRESSWAY
WINCHESTER RD
BLUFFTON RD
ANTHONY BLVD
AIRPORT
LOWER HUNTINGTON RD
DUNKELBERG RD
INDIANAPOLIS RD
AIRPORT EXPRESSWAY
COVERDALE RD
FERGUSON RD
FERGUSON RD
FERGUSON RD
US 27
MULDOON RD
WINTERS RD
WINCHESTER RD
BLUFFTON RD
THIELE RD
INDIANAPOLIS RD
CENTER RD
PLEASANT CENTER RD
I-469
I-469
ANTHONY EXTENDED
LEHMAN RD

Fort Wayne City Utility & Public Works GIS
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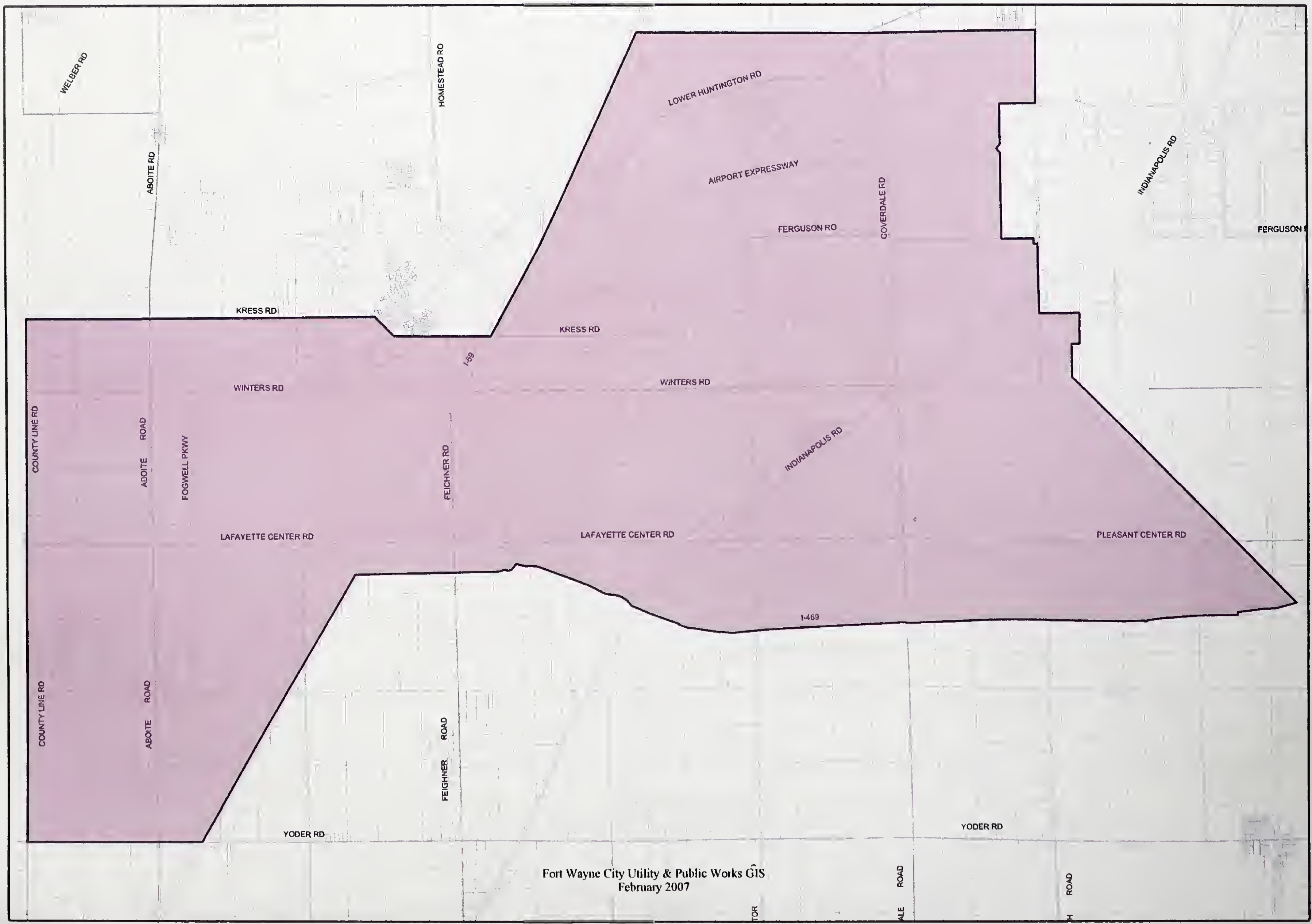
Exhibit F:
Proposed SOUTHWEST Sewer Area Connection Fee Area


WELBER RD
HOMESTEAD RD
ABOITE RD
LOWER HUNTINGTON RD
AIRPORT EXPRESSWAY
INDIANAPOLIS RD
FERGUSON RD
COVERDALE RD
FERGUSON
KRESS RD
KRESS RD
I-69
WINTERS RD
WINTERS RD
COUNTY LINE RD
ABOITE ROAD
FOGWELL PKWY
FEICHNER RD
INDIANAPOLIS RD
LAFAYETTE CENTER RD
LAFAYETTE CENTER RD
PLEASANT CENTER RD
I-469
COUNTY LINE RD
ABOITE ROAD
FEIGHNER ROAD
YODER RD
YODER RD
TOR
ALE ROAD
H ROAD

Fort Wayne City Utility & Public Works GIS
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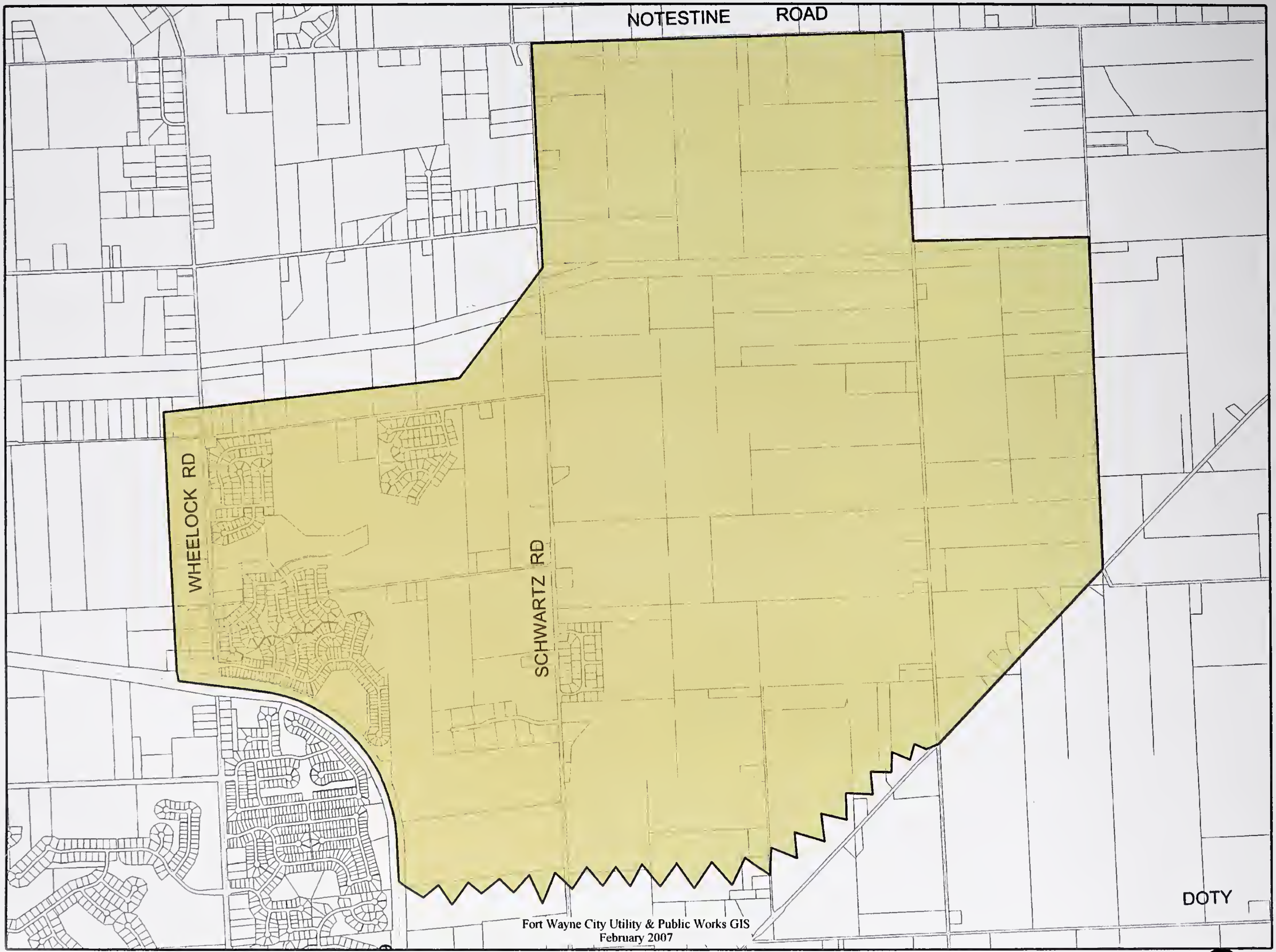
Exhibit G:
Proposed TIERNAN B Sewer Area Connection Fee Area


NOTESTINE ROAD
WHEELOCK RD
SCHWARTZ RD
DOTY

Fort Wayne City Utility & Public Works GIS
February 2007

Exhibit H:
Proposed UPPER BECKETS RUN Sewer Area Connection Fee Area

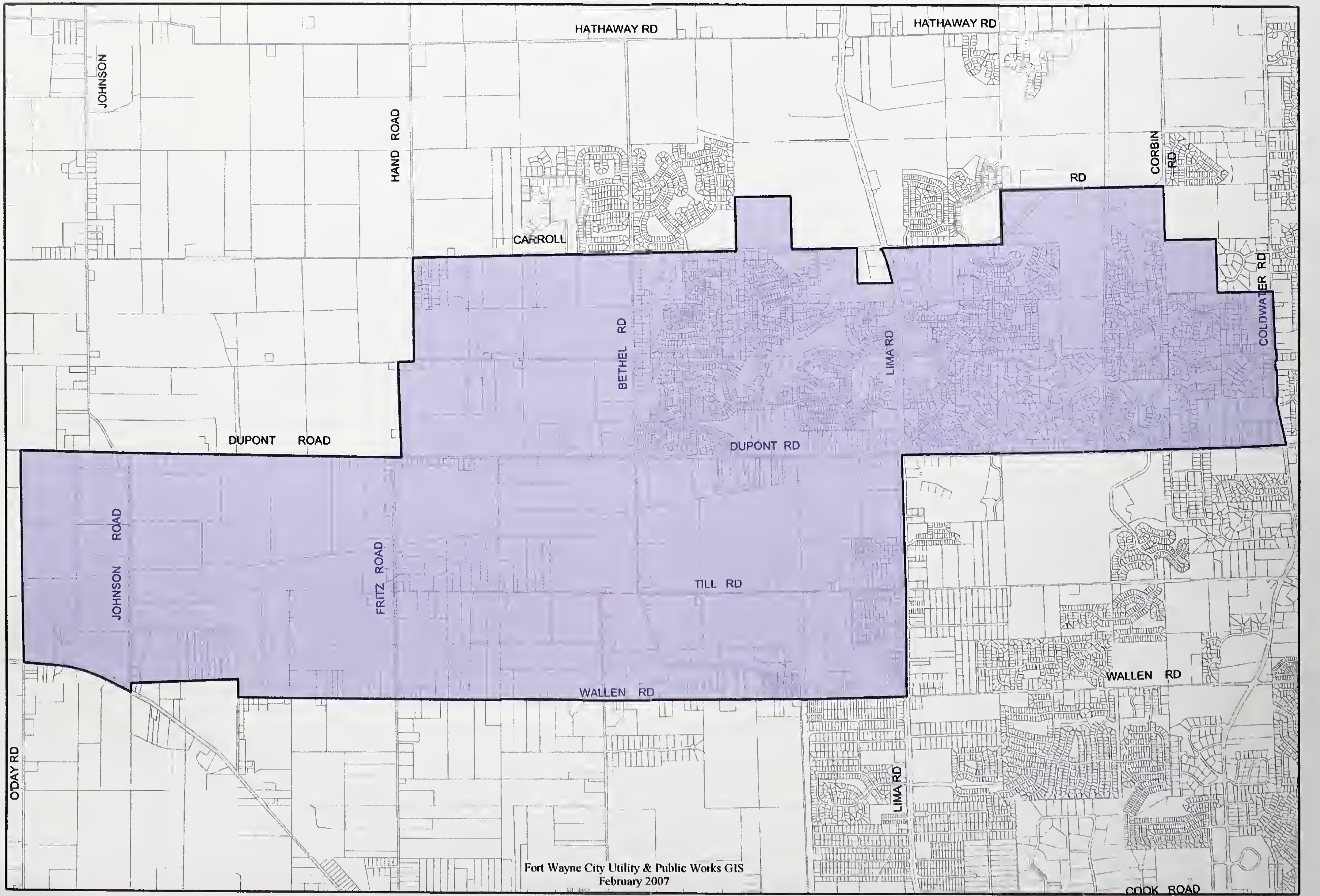

HATHAWAY RD
HATHAWAY RD
JOHNSON
HAND ROAD
CARROLL
CORBIN RD
RD
COLDWATER RD
BETHEL RD
LIMA RD
DUPONT ROAD
DUPONT RD
JOHNSON ROAD
FRITZ ROAD
TILL RD
WALLEN RD
WALLEN RD
O'DAY RD
LIMA RD
COOK ROAD

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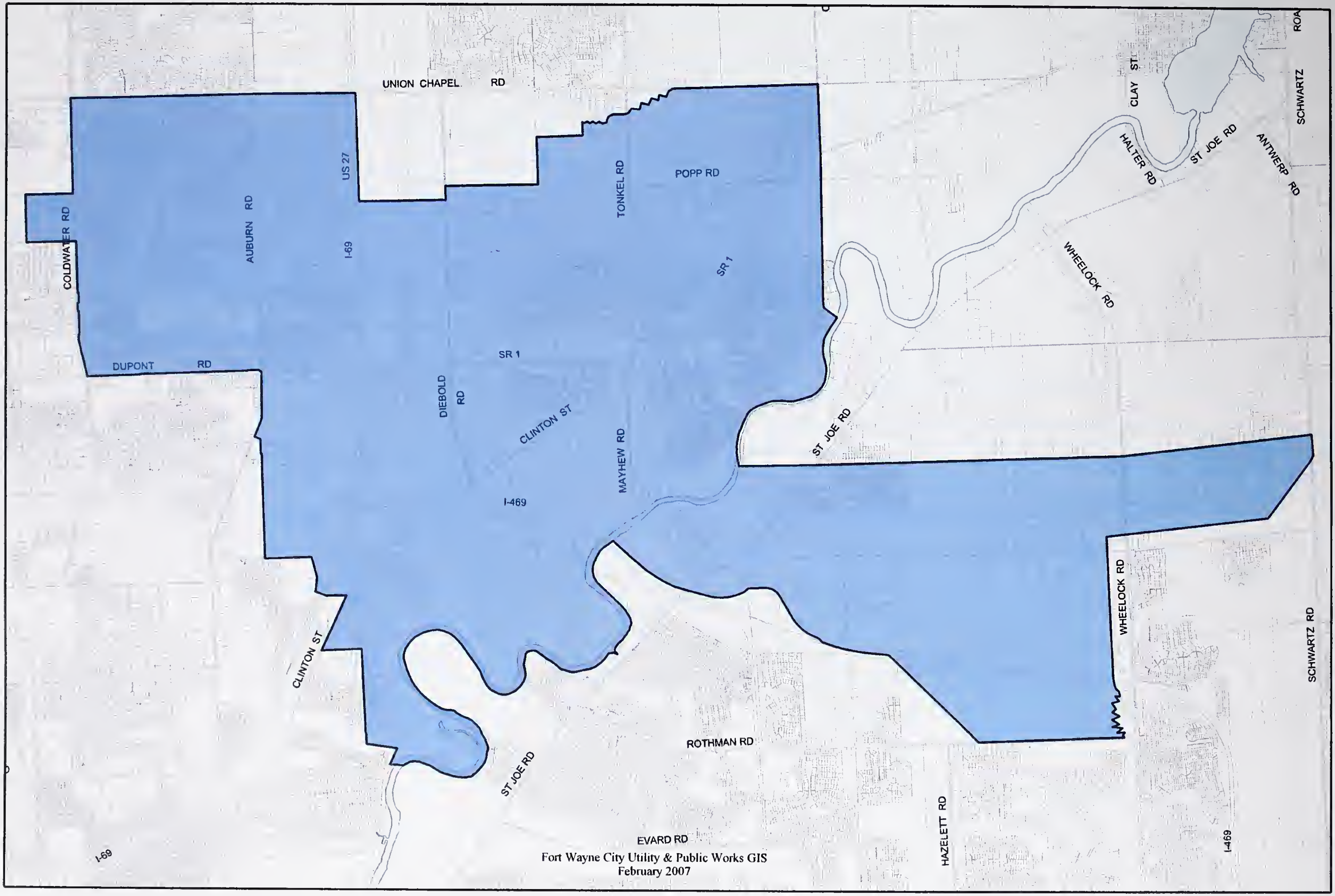
Exhibit I:
Proposed UPPER SAINT JOSEPH Sewer Area Connection Fee Area


UNION CHAPEL RD
US 27
AUBURN RD
COLDWATER RD
I-69
DUPONT RD
TONKEL RD
POPP RD
SR 1
SR 1
DIEBOLD RD
CLINTON ST
MAYHEW RD
I-469
ST JOE RD
CLAY ST
SCHWARTZ
ROA
HALTER RD
ST JOE RD
ANTWERP RD
WHEELOCK RD
WHEELOCK RD
SCHWARTZ RD
CLINTON ST
ST JOE RD
ROTHMAN RD
EVARD RD
HAZELETT RD
I-469
I-69

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February 2007

Exhibit J:
Proposed UPPER SPY RUN Sewer Area Connection Fee Area

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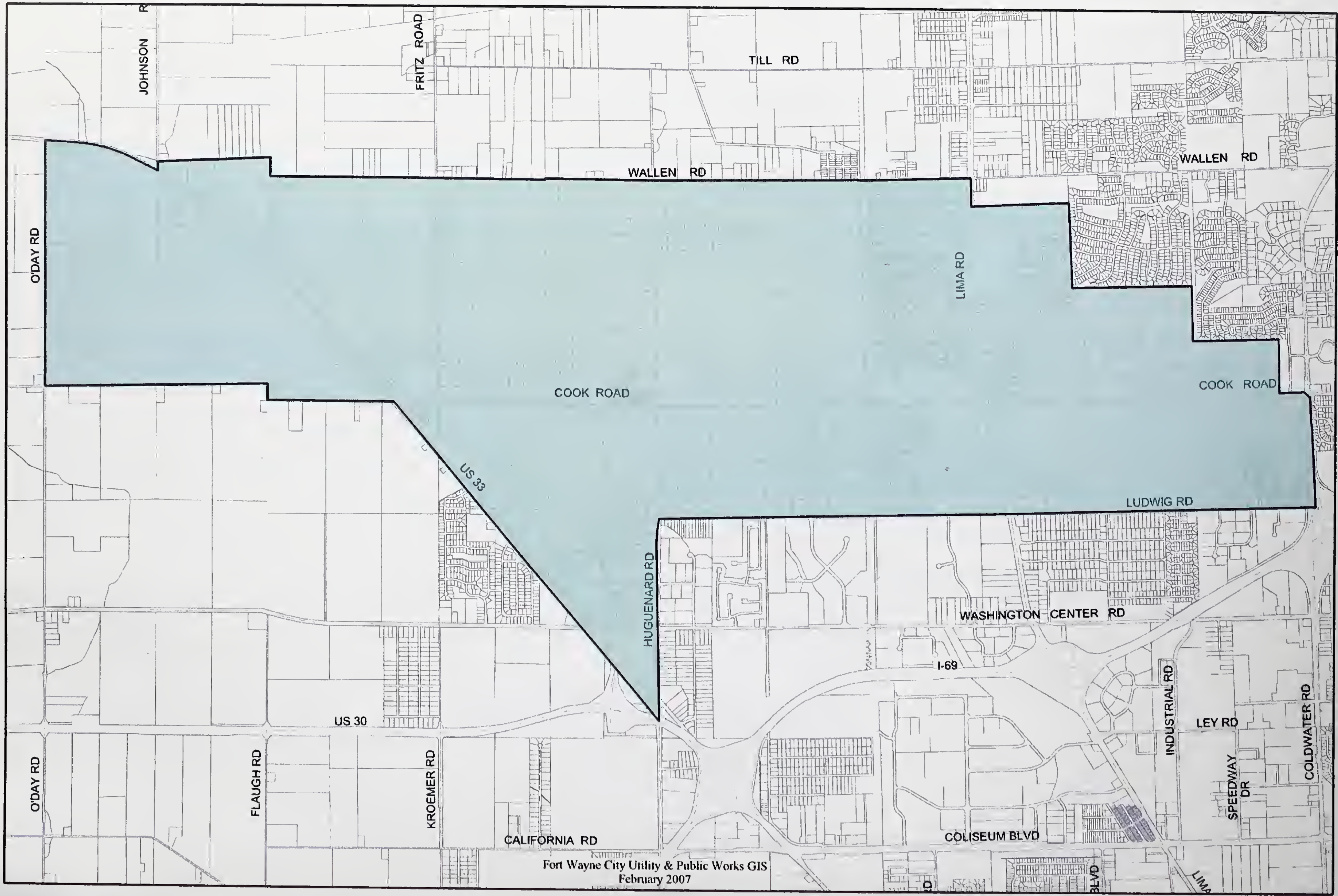
O'DAY RD
JOHNSON R
FRITZ ROAD
TILL RD
WALLEN RD
LIMA RD
COOK ROAD
US 33
LUDWIG RD
HUGUENARD RD
WASHINGTON CENTER RD
I-69
US 30
FLAUGH RD
KROEMER RD
CALIFORNIA RD
COLISEUM BLVD
INDUSTRIAL RD
LEY RD
SPEEDWAY DR
COLDWATER RD
BLVD
RD
LIMA

Fort Wayne City Utility & Public Works GIS
February 2007

RESOLUTION OF THE BOARD OF PUBLIC WORKS
OF THE CITY OF
FORT WAYNE, INDIANA

RESOLUTION NO. 94·2·21·07·1

WHEREAS, the City of Fort Wayne needs to lease various vehicles and items of capital equipment for use by several departments of the City of Fort Wayne for continued effective operations; and

WHEREAS, the Board of Public Works has, in the past, generally coordinated such leasing and has let bids therefore; and

WHEREAS, numerous bids have been let for the acquisition of various vehicles and items of capital equipment and the Common Council is expected to approve the acquisition of said various vehicles and items of capital equipment; and

WHEREAS, sufficient revenues are available from the City's General Fund and various other City department funds to make lease rental payments on a timely basis as required for the leasing of said various vehicles and equipment items; and

WHEREAS, notices will be published requesting proposals from lessors to acquire the various vehicles and items of capital equipment and to lease the same to the City, pursuant to the terms and conditions contained in the form of lease; and

WHEREAS, the proposed lease provides for fair and reasonable rental and other equitable terms and conditions and, further, that the execution of said lease will permit the use and acquisition of said various vehicles and items of capital equipment within the present financial capabilities of the City and therefore same is in the public interest; and

WHEREAS, the Common Council designates the Board of Public Works as leasing agent for the City of Fort Wayne, Indiana, for the transactions herein contemplated.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, THAT:

SECTION 1. The Board of Public Works will receive bids from potential lessors for the lease of certain various vehicles and items of capital equipment on **FEBRUARY 28, 2007**.

SECTION 2. The Board of Public Works, after reviewing all of the bids submitted to it pursuant to the Notice to Bidders and the Request for Proposal, will designate the lessor of those various vehicles and items of capital equipment listed on the bids received from potential lessors for the lease of certain various vehicles and items of capital equipment listed on the attached Exhibit "A" on **MARCH 7, 2007**. The exact lessor purchase cost for the various vehicles and items of capital equipment contained on the attached Exhibit "A" shall be determined in accordance with bidding procedures of the City of Fort Wayne, if not so previously determined.

DATED: February 21, 2007

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan Chasey, Member

ATTEST: Marilyn Huth (MH)
Marilyn Huth, Clerk

Exhibit A

NOTICE TO BID
POLICE/PASSENGER VEHICLE AND EQUIPMENT LEASE FINANCING
02/08/07

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that sealed bids **and proposals** (as described below) will be received by the **Board of Public Works at its office in Room 420, City-County Building until 8:30 a.m. on WEDNESDAY 2/28/07** for the following:

Police/Passenger Vehicle and Equipment Lease Financing
5-year Lease(s)
with option to purchase
vehicles and items of capital equipment
for use by the City of Fort Wayne

The bid should be prepared for a "Non-qualified" entity under the Small Issuer Exemption tax code provisions. No bid may be withdrawn without the written consent of the Board of Public Works for a period of five (5) days after the bid opening, within which time the Board will act to choose the successful bidder. All bids shall be accompanied by a bid bond or certified check (out of state bidders must use a certified check or an Indiana surety), in the amount of FIVE percent (5%) of the bid, which check or bid shall be made payable to the City of Fort Wayne, Indiana. Should a successful bidder withdraw his or her bid, the Board may declare the bid deposit as having been forfeited and collect said amount as liquidated damages.

Each bidder must include, in a clear and concise format, the following items in their bid:

1) The cash purchase price without regard to the lease agreement for all of the vehicles and capital equipment items listed below.
2) The total lease rental price based on a 5-year lease period with funds to be available on or before March 19, 2007 and lease payments commencing no sooner than July 15, 2007. Bids should be submitted with semi-annual payment schedules.
3) The total amount of interest and the lease-financing factor ("interest rate") used to determine the amount of the payments must be clearly indicated.
4) Payment amortization schedules based on the above information must be submitted with the bids.
5) A provision in the lease providing for an option to purchase the vehicles and capital equipment items.
6) A schedule of the option purchase price and at each time when an option may be executed.
7) A schedule of the amount of the lease rental payment which shall be credited to the lease purchase option.
8) A provision in the lease stating that it is subject to annual appropriation.
9) Evidence of financial responsibility.

The vehicles, equipment items, and their estimated unit cost are detailed below.

ITEM	APPROX UNIT COST	APPROX QUANTITY	NOT TO EXCEED TOTAL COST	VENDOR(s)
CHEV IMPALA POLICE CRUISERS (76) Including equipment	$ 35,054	76	$ 2,664,104	KELLEY CHEVROLET (vehicles)
UNMARKED (7) Including equipment	$ 29,251	7	$ 204,764	KELLEY CHEVROLET (vehicles)
Mobile Data Terminals	$ 6,443	10	$ 64,430	
AWD Van			$ 24,705	
4 x 4 SUV	$ 30,190	4	$ 120,760	

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ITEM	APPROX UNIT COST	APPROX QUANTITY	NOT TO EXCEED TOTAL COST	VENDOR
4 x 2 SUV	$ 19,825	6	$ 118,950	
Motorcycles	$ 24,530	8	$ 196,240	
Sedans (Undercover)	$ 18,000	6	$ 108,000	
OTHER POLICE EQUIP				
Radar Units			$ 26,250	
Modems			$ 96,000	
ANIMAL CONTROL:				
Cargo Van Including equipment	$ 29,950	3	$ 89,850	
Sedan	$ 15,500	1	$ 15,500	
MiniVan	$ 16,700	1	$ 16,700	
FIRE:				
Mobile Data Terminals			$ 25,500	
Midsize SUV	$ 28,000	3	$ 84,000	
Van	$ 24,000	1	$ 24,000	
PARKING CONTROL:				
Pick Up Trucks	$ 25,000	2	$ 50,000	
FLEET:				
Gas System Card Reader & Software			$ 158,900	
NCED:				
Sedans	$ 14,500	4	$ 58,000	
Mobile Computing Devices	$ 7,145	14	$ 100,030	
STREET LIGHTING:				
Bucket Truck			$ 98,000	
TRANSPORTATION ADMIN:				
Ford Escape Hybrids	$ 26,500	2	$ 53,000	
TRAFFIC ENGINEERING:				
Trouble Truck			$ 70,000	
Sedan			$ 20,000	
WEIGHTS & MEASURES:				
Ford F250 4 x 4 Pick Up			$ 24,000	
CONTINGENCY			$ 38,317	
	TOTAL		**$ 4,550,000**	

All necessary approvals of the City's Common Council for the acquisition of the above-listed items are forthcoming.

The date for the anticipated cash requirements for this leasing arrangement is on or before March 19, 2007.

The Board of Public Works reserves the right to reject any and all bids for failure to comply with applicable laws and or with the instructions to Bidders. The Board of Public Works also reserves the right to waive any defect in any bid.

Board of Public Works

Regina A. Kostoff, Chairman
John Suarez, Member
Ryan Chasey, Member

ATTEST: Marilyn Huth, Clerk

Publish 2/16 & 2/23/07 in both Fort Wayne Newspapers and 2/21/07 in Frost Illustrated

ADJUSTMENT OF AREA CONNECTION FEES AND WATER AVAILABILITY FEES FOR YEAR 2007 BASED ON CONSUMER PRICE INDEX

RESOLUTION NO. 94·2·21·07·2

WHEREAS, the following sanitary sewer service areas and associated area connection fees have been established by the Board of Public Works through various resolutions and are in effect until February 28, 2007;

Becketts Run	$2,383 per ERU
Hawthorn East	$2,430 per ERU
Hawthorn West	$2,792 per ERU
Junk Ditch	$ 574 per ERU
Neuhaus Interceptor A1	$1,072 per ERU
North Maumee A	$ 371 per ERU
North Maumee B	$2,016 per ERU
Notestine Corridor	$1,758 per ERU
Parkerdale	$ 760 per ERU
Rothman	$2,626 per ERU
Saint Joseph	$ 574 per ERU
Saint Mary's	$ 519 per ERU
Shed AB	$1,095 per ERU
Shed C	$1,358 per ERU
Southtown Area	$2,329 per ERU
Southwest	$ 732 per ERU
Spy Run	$ 574 per ERU
Tiernan B	$ 903 per ERU
Upper Becketts Run	$3,055 per ERU
Upper Saint Joseph	$1,241 per ERU
Upper Spy Run	$ 956 per ERU

And,

WHEREAS, the following water service areas and associated water availability fees have been established by the Board of Public Works through various resolutions and are in effect until February 8, 2007;

Thomas Road/Bass Road	$109 per ERU
Till Road Area	$517 per ERU
Wheelock Road Corridor Area	$110 per ERU

And,

WHEREAS, the resolutions establishing said sanitary sewer service areas and area connection fees and said water service areas and water availability fees provided for the adjustment of said fees to reflect inflationary increases based on the Consumer Price Index as published by the Department of Labor for the previous year; and

WHEREAS, per the United States Department of Labor, the Consumer Price Index for All Urban Consumers for Year 2006 is 2.5 percent;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS THAT:

1. The area connection fees for the sanitary sewer service areas identified below shall be set forth as follows from March 1, 2007 to February 28, 2008 based on the Consumer Price Index adjustment:

Becketts Run	$2,443 per ERU
Hawthorn East	$2,491 per ERU
Hawthorn West	$2,862 per ERU
Junk Ditch	$ 588 per ERU
Neuhaus Interceptor A1	$1,099 per ERU
North Maumee A	$ 380 per ERU
North Maumee B	$2,066 per ERU
Notestine Corridor	$1,802 per ERU
Parkerdale	$ 779 per ERU
Rothman	$2,692 per ERU
Saint Joseph	$ 588 per ERU
Saint Mary's	$ 532 per ERU
Shed AB	$1,122 per ERU
Shed C	$1,392 per ERU
Southtown Area	$2,387 per ERU
Southwest	$ 750 per ERU
Spy Run	$ 588 per ERU
Tiernan B	$ 926 per ERU
Upper Becketts Run	$3,131 per ERU
Upper Saint Joseph	$1,272 per ERU
Upper Spy Run	$ 980 per ERU

2. The water availability fees for the water service areas identified below shall be set forth as follows from March 1, 2007 to February 28, 2008 based on the Consumer Price Index adjustment:

Thomas Road/Bass Road	$112 per ERU
Till Road Area	$530 per ERU
Wheelock Road Corridor Area	$113 per ERU

PASSED THIS 21st DAY OF February, 2007.

BOARD OF PUBLIC WORKS

By: Regina A. Kostoff
Regina A. Kostoff, Chair

By: John Suarez
John Suarez, Member

By: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth MD
Marilyn Huth, Clerk

ADJUSTMENT OF AREA CONNECTION FEES AND WATER AVAILABILITY FEES FOR YEAR 2007 BASED ON CONSUMER PRICE INDEX

RESOLUTION NO. 94·2·21·07·2

WHEREAS, the following sanitary sewer service areas and associated area connection fees have been established by the Board of Public Works through various resolutions and are in effect until February 28, 2007;

Becketts Run	$2,383 per ERU
Hawthorn East	$2,430 per ERU
Hawthorn West	$2,792 per ERU
Junk Ditch	$ 574 per ERU
Neuhaus Interceptor A1	$1,072 per ERU
North Maumee A	$ 371 per ERU
North Maumee B	$2,016 per ERU
Notestine Corridor	$1,758 per ERU
Parkerdale	$ 760 per ERU
Rothman	$2,626 per ERU
Saint Joseph	$ 574 per ERU
Saint Mary's	$ 519 per ERU
Shed AB	$1,095 per ERU
Shed C	$1,358 per ERU
Southtown Area	$2,329 per ERU
Southwest	$ 732 per ERU
Spy Run	$ 574 per ERU
Tiernan B	$ 903 per ERU
Upper Becketts Run	$3,055 per ERU
Upper Saint Joseph	$1,241 per ERU
Upper Spy Run	$ 956 per ERU

And,

WHEREAS, the following water service areas and associated water availability fees have been established by the Board of Public Works through various resolutions and are in effect until February 8, 2007;

Thomas Road/Bass Road	$109 per ERU
Till Road Area	$517 per ERU
Wheelock Road Corridor Area	$110 per ERU

And,

WHEREAS, the resolutions establishing said sanitary sewer service areas and area connection fees and said water service areas and water availability fees provided for the adjustment of said fees to reflect inflationary increases based on the Consumer Price Index as published by the Department of Labor for the previous year; and

WHEREAS, per the United States Department of Labor, the Consumer Price Index for All Urban Consumers for Year 2006 is 2.5 percent;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS THAT:

1. The area connection fees for the sanitary sewer service areas identified below shall be set forth as follows from March 1, 2007 to February 28, 2008 based on the Consumer Price Index adjustment:

Becketts Run	$2,443 per ERU
Hawthorn East	$2,491 per ERU
Hawthorn West	$2,862 per ERU
Junk Ditch	$ 588 per ERU
Neuhaus Interceptor A1	$1,099 per ERU
North Maumee A	$ 380 per ERU
North Maumee B	$2,066 per ERU
Notestine Corridor	$1,802 per ERU
Parkerdale	$ 779 per ERU
Rothman	$2,692 per ERU
Saint Joseph	$ 588 per ERU
Saint Mary's	$ 532 per ERU
Shed AB	$1,122 per ERU
Shed C	$1,392 per ERU
Southtown Area	$2,387 per ERU
Southwest	$ 750 per ERU
Spy Run	$ 588 per ERU
Tiernan B	$ 926 per ERU
Upper Becketts Run	$3,131 per ERU
Upper Saint Joseph	$1,272 per ERU
Upper Spy Run	$ 980 per ERU

2. The water availability fees for the water service areas identified below shall be set forth as follows from March 1, 2007 to February 28, 2008 based on the Consumer Price Index adjustment:

Thomas Road/Bass Road	$112 per ERU
Till Road Area	$530 per ERU
Wheelock Road Corridor Area	$113 per ERU

PASSED THIS 21st DAY OF February, 2007.

BOARD OF PUBLIC WORKS

By: Regina A. Kostoff
Regina A. Kostoff, Chair

By: John Suarez
John Suarez, Member

By: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth MD
Marilyn Huth, Clerk

RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. 94·2·21 07·1

WHEREAS, the City of Fort Wayne needs to lease various vehicles and items of capital equipment for use by several departments of the City of Fort Wayne for continued effective operations; and

WHEREAS, the Board of Public Works has, in the past, generally coordinated such leasing and has let bids therefore; and

WHEREAS, numerous bids have been let for the acquisition of various vehicles and items of capital equipment and the Common Council is expected to approve the acquisition of said various vehicles and items of capital equipment; and

WHEREAS, sufficient revenues are available from the City's General Fund and various other City department funds to make lease rental payments on a timely basis as required for the leasing of said various vehicles and equipment items; and

WHEREAS, notices will be published requesting proposals from lessors to acquire the various vehicles and items of capital equipment and to lease the same to the City, pursuant to the terms and conditions contained in the form of lease; and

WHEREAS, the proposed lease provides for fair and reasonable rental and other equitable terms and conditions and, further, that the execution of said lease will permit the use and acquisition of said various vehicles and items of capital equipment within the present financial capabilities of the City and therefore same is in the public interest; and

WHEREAS, the Common Council designates the Board of Public Works as leasing agent for the City of Fort Wayne, Indiana, for the transactions herein contemplated.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, THAT:

SECTION 1. The Board of Public Works will receive bids from potential lessors for the lease of certain various vehicles and items of capital equipment on **FEBRUARY 28, 2007**.

SECTION 2. The Board of Public Works, after reviewing all of the bids submitted to it pursuant to the Notice to Bidders and the Request for Proposal, will designate the lessor of those various vehicles and items of capital equipment listed on the bids received from potential lessors for the lease of certain various vehicles and items of capital equipment listed on the attached Exhibit "A" on **MARCH 7, 2007**. The exact lessor purchase cost for the various vehicles and items of capital equipment contained on the attached Exhibit "A" shall be determined in accordance with bidding procedures of the City of Fort Wayne, if not so previously determined.

DATED: February 21, 2007

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

ATTEST: Marilyn Huth (MH)

Marilyn Huth, Clerk

Exhibit A

NOTICE TO BID
POLICE/PASSENGER VEHICLE AND EQUIPMENT LEASE FINANCING
02/08/07

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that sealed bids **and proposals** (as described below) will be received by the **Board of Public Works at its office in Room 420, City-County Building until 8:30 a.m. on WEDNESDAY 2/28/07** for the following:

Police/Passenger Vehicle and Equipment Lease Financing
5-year Lease(s)
with option to purchase
vehicles and items of capital equipment
for use by the City of Fort Wayne

The bid should be prepared for a "Non-qualified" entity under the Small Issuer Exemption tax code provisions. No bid may be withdrawn without the written consent of the Board of Public Works for a period of five (5) days after the bid opening, within which time the Board will act to choose the successful bidder. All bids shall be accompanied by a bid bond or certified check (out of state bidders must use a certified check or an Indiana surety), in the amount of FIVE percent (5%) of the bid, which check or bid shall be made payable to the City of Fort Wayne, Indiana. Should a successful bidder withdraw his or her bid, the Board may declare the bid deposit as having been forfeited and collect said amount as liquidated damages.

Each bidder must include, in a clear and concise format, the following items in their bid:

1) The cash purchase price without regard to the lease agreement for all of the vehicles and capital equipment items listed below.
2) The total lease rental price based on a 5-year lease period with funds to be available on or before March 19, 2007 and lease payments commencing no sooner than July 15, 2007. Bids should be submitted with semi-annual payment schedules.
3) The total amount of interest and the lease-financing factor ("interest rate") used to determine the amount of the payments must be clearly indicated.
4) Payment amortization schedules based on the above information must be submitted with the bids.
5) A provision in the lease providing for an option to purchase the vehicles and capital equipment items.
6) A schedule of the option purchase price and at each time when an option may be executed.
7) A schedule of the amount of the lease rental payment which shall be credited to the lease purchase option.
8) A provision in the lease stating that it is subject to annual appropriation.
9) Evidence of financial responsibility.

The vehicles, equipment items, and their estimated unit cost are detailed below.

ITEM	APPROX UNIT COST	APPROX QUANTITY	NOT TO EXCEED TOTAL COST	VENDOR(s)
CHEV IMPALA POLICE CRUISERS (76) Including equipment	$ 35,054	76	$ 2,664,104	KELLEY CHEVROLET (vehicles)
UNMARKED (7) Including equipment	$ 29,251	7	$ 204,764	KELLEY CHEVROLET (vehicles)
Mobile Data Terminals	$ 6,443	10	$ 64,430	
AWD Van			$ 24,705	
4 x 4 SUV	$ 30,190	4	$ 120,760	

ITEM	APPROX UNIT COST	APPROX QUANTITY	NOT TO EXCEED TOTAL COST	VENDOR
4 x 2 SUV	$ 19,825	6	$ 118,950	
Motorcycles	$ 24,530	8	$ 196,240	
Sedans (Undercover)	$ 18,000	6	$ 108,000	
OTHER POLICE EQUIP				
Radar Units			$ 26,250	
Modems			$ 96,000	
ANIMAL CONTROL:				
Cargo Van Including equipment	$ 29,950	3	$ 89,850	
Sedan	$ 15,500	1	$ 15,500	
MiniVan	$ 16,700	1	$ 16,700	
FIRE:				
Mobile Data Terminals			$ 25,500	
Midsize SUV	$ 28,000	3	$ 84,000	
Van	$ 24,000	1	$ 24,000	
PARKING CONTROL:				
Pick Up Trucks	$ 25,000	2	$ 50,000	
FLEET:				
Gas System Card Reader & Software			$ 158,900	
NCED:				
Sedans	$ 14,500	4	$ 58,000	
Mobile Computing Devices	$ 7,145	14	$ 100,030	
STREET LIGHTING:				
Bucket Truck			$ 98,000	
TRANSPORTATION ADMIN:				
Ford Escape Hybrids	$ 26,500	2	$ 53,000	
TRAFFIC ENGINEERING:				
Trouble Truck			$ 70,000	
Sedan			$ 20,000	
WEIGHTS & MEASURES:				
Ford F250 4 x 4 Pick Up			$ 24,000	
CONTINGENCY			$ 38,317	
	TOTAL		**$ 4,550,000**	

All necessary approvals of the City's Common Council for the acquisition of the above-listed items are forthcoming.

The date for the anticipated cash requirements for this leasing arrangement is on or before March 19, 2007.

The Board of Public Works reserves the right to reject any and all bids for failure to comply with applicable laws and or with the instructions to Bidders. The Board of Public Works also reserves the right to waive any defect in any bid.

Board of Public Works

Regina A. Kostoff, Chairman
John Suarez, Member
Ryan Chasey, Member

ATTEST: Marilyn Huth, Clerk

Publish 2/16 & 2/23/07 in both Fort Wayne Newspapers and 2/21/07 in Frost Illustrated

PURCHASE AGREEMENT
546 Wagner St.

#94-1-17-07-1

The Fort Wayne Board of Public Works:

Approves the agreement for the City of Fort Wayne to purchase property located at 546 Wagner St. for $48,500.00 from Timothy and Sheri Oliver.

APPROVED THIS 21st DAY OF February, 2007

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST BY:
Marilyn Huth
Marilyn Huth, Clerk

This form has been approved by the Allen County Indiana Bar Association, Inc. for use by lawyers only.

RESIDENTIAL REAL ESTATE PURCHASE AGREEMENT

TO: Timothy Lee Oliver and Sheri S. Oliver ("Seller"). Dated: February 5 2007.

The undersigned ("Buyer") offer(s) to purchase for $ $48,500.00 (the "Purchase Price") in accordance with Section 1.0 1, real estate, the address of which is 546 Wagner Street, Fort Wayne, Allen County, Indiana, and the legal description of which is Lot 9 Baltes and Romy Addition

Such real estate, including the improvements and fixtures described in Section 6, is called the "Real Estate." This offer is made subject to the following provisions:

Section 1. MANNER OF PAYMENT OF PURCHASE PRICE. [Mark appropriate box]

☑ 1.01. **Cash.** The Purchase Price shall be paid in cash.

☐ 1.02. **Cash with New Mortgage.** The Purchase Price shall be paid by Buyer's cash and funds from a new (conventional) (FHA) (VA) [Strike two] first mortgage loan ("Loan") to be obtained by Buyer. The following provisions shall apply:

(a) Within ____________ days after this Agreement becomes effective, Buyer shall apply for the Loan, and then proceed promptly and in good faith to meet the lender's requirements for a commitment or other indication that the lender will make the Loan to Buyer ("Commitment").

(b) Buyer shall have ________ days after this Agreement becomes effective within which to obtain a Commitment for a Loan having terms at least as favorable to Buyer as the following:

(1) principal amount of ________% of the Purchase Price;

(2) (fixed) (adjustable) [Strike one] interest rate.

(3) [interest rate of ________%] [Market Rate] (Strike one) "Market Rate" is the lowest interest rate usually available for a mortgage loan with the same terms as stated in this Section 1.02; by the same lender to which Buyer applies for the Loan. If neither provision in this Section 1.02(b)(3) is stricken, the Market Rate applies.

(4) amortization over ________ years; and

(5) discount points ("Points") charged by a lender in connection with the Loan which total not more than ______% of the Loan.

(c) Of the Points, Seller shall pay _____ Points or $____________, whichever is less. Buyer shall pay the remaining Points.

(d) If Buyer satisfies the requirements stated in Section 1.02(a), but is unable to obtain within the number of days stated in Section 1.02(b), a Commitment having terms at least as favorable to Buyer as there stated, either party may terminate this Agreement unless Section 1.02(e) or (f) applies;

(e) If a specific interest rate is stated in Section 1.02(b)(3), and Buyer can "lock in" that rate where Buyer applies for the Loan, but Buyer does not do so, Buyer may not terminate this Agreement if the interest rate for the Loan is greater than such stated rate.

(f) Should the Commitment be conditioned upon the sale or settlement of any other property or funds to be obtained that were not disclosed in this Agreement, Buyer may not terminate this Agreement.

(g) If Buyer fails to satisfy the requirements stated in Section 1.02(a), then Seller may seek the remedies available under Section 14 and 20.

(h) See Section 15.01 for additional provisions which apply here.

☐ 1.03. **Cash with Assumption of Existing Mortgage.** The Purchase Price shall be paid by Buyer in cash less the unpaid principal balance of an existing mortgage loan on the Real Estate. Buyer shall assume and agree to pay such mortgage loan and perform its terms. The following provisions shall apply:

(a) Buyer has been informed that the holder of such mortgage loan is ____________________, and that the unpaid principal balance is approximately $____________ as of the date of this offer.

(b) Seller (may) (may not) [Strike one] require that the lender release Seller from liability for the existing mortgage loan. Of any fee charged by the lender for releasing Seller, (Seller) (Buyer) [Strike one] shall pay no more than $____________; and the other party shall pay any balance of such fee.

(c) If the lender charges any other fee(s) for assumption of the mortgage loan, Buyer shall pay such fee(s).

(d) See Section 15.02 for additional provisions which apply here.

☐ 1.04. **Contract for Conditional Sale/Purchase Money Mortgage.**

☐ (a) **Contract for Conditional Sale.** The parties shall execute and deliver to each other, a Contract for Conditional Sale of Real Estate ("Contract") in the form approved, as of the date this Agreement becomes effective, by The Allen County Indiana Bar Association, Inc. The Contract shall contain the provisions described in Section 1.04(c). The Contract shall also provide that the Real Estate (may) (may not) [Strike one] be leased or occupied by persons other than Buyer. Seller shall provide Buyer with evidence of title (before execution of the Contract) (when the Contract is fully performed) [Strike one]. See Section 16.03 for additional provisions which apply here. [Mark box if this provision applies.]

☐ (b) **Purchase Money Mortgage.** Buyer shall execute and deliver to Seller a promissory note ("Note") and a purchase money mortgage ("Mortgage") in the forms approved, as of the date this Agreement becomes effective, by The Allen County Indiana Bar Association, Inc. The Note and the Mortgage shall contain the provisions described in Section 1.04(c). Buyer agrees Seller may obtain an ALTA Loan Policy in the principal amount of the Mortgage. See Section 16.03 for additional provisions which apply here. [Mark box if this provision applies.]

(c) The Contract, or the Note and the Mortgage, shall provide for the following:

(1) a cash down payment of $____________.

(2) Payment of the unpaid balance of the Purchase Price by monthly installments of principal and interest of not less than $____________, including an annual interest rate of ______%, calculated monthly.

☐ (3) A "balloon payment," by specifying the time the Purchase Price is to be paid in full, which is ____________. [Mark box if this provision applies.]

☐ (4) An appropriate escrow for Buyer's payment of taxes and insurance. [Mark box if this provision applies.]

Section 2. TAXES, ASSESSMENTS AND ASSOCIATION DUES.

2.01. If at the time of closing the tax bill for the Real Estate for the succeeding year has not been issued, taxes payable by either party shall be computed based on the last tax bill available to the closing agent. WARNING: The succeeding year's tax bill for recently constructed homes may greatly exceed the last tax bill available to the closing agent. [Mark (a) or (b)]

☐ (a) Buyer shall assume and pay real estate taxes payable in (May) (November) [Strike one], 200____, and all subsequent taxes. At or before closing, Seller shall pay all real estate taxes payable before that date.

☑ (b) The real estate taxes shall be prorated. Seller shall pay real estate taxes which are payable during the year in which closing occurs, and taxes payable during the succeeding year, prorated to the date of closing. Buyer shall assume and pay all subsequent taxes.

2.02. Seller shall pay any assessments upon or applying to the Real Estate for public improvements or services which, on the date of closing, have been or are being constructed or installed on or about the Real Estate, or are serving the Real Estate. If any such improvement has been or is being constructed, but an assessment for it has not yet been made, Seller shall pay an amount reasonably estimated by the applicable governmental agency to be equal to the anticipated assessment. Buyer shall assume and pay all other assessments for such public improvements and charges. SELLER WARRANTS that Seller has not received notice of any planned improvement for which an assessment reasonably might be made, other than as is disclosed by the Seller to Buyer in this Agreement.

2.03. If the Real Estate is located in an area for which a community association ["Association"] has been, or is to be, formed, and membership in the Association is required, Buyer will accept delivery of the Deed or the Contract with knowledge of the membership requirement. Membership in the Association may require (among other things) payment of dues (whether regular or special, and however payable--annually or otherwise), maintenance fees and other assessments, any of which would become a lien against the Real Estate, if unpaid. Such dues, fees and assessments are called "Association Dues." Buyer has been informed that Association Dues payable by the owner of the Real Estate in the calendar year in which closing is to occur are $____________________. Association Dues payable in the calendar year in which closing occurs shall be paid by the parties pro rata, according to the date of closing. Buyer shall assume and pay all subsequent Association Dues.

2.04. Payment by Seller of Seller's obligations under Section 2 shall either be made or provided for at closing.

Section 3. FLOOD DESIGNATION OR AREA. [Mark 3.01 or 3.02]

☐ 3.01. Buyer requires that the Real Estate not be located in an area which requires flood insurance, or which is subject to building or use limitations by reason of such location. If the Real Estate is so located, Buyer may terminate this Agreement.

☑ 3.02. Buyer may not terminate this Agreement if the Real Estate is located in an area requiring flood insurance or is subject to building or use limitations by reason of such location. Buyer agrees to pay all premiums charged for flood insurance from and after the date of closing.

Section 4. EVIDENCE OF TITLE.

4.01. Seller shall provide and pay for an ALTA Owner's Policy, insuring in Buyer marketable title to the Real Estate as of a date after the date this Agreement becomes effective, in the full amount of the Purchase Price.

4.02. See Section 16 for additional provisions which apply.

Section 5. ZONING.

5.01. Buyer's intended use of the Real Estate is R-1____.

5.02. If at the time of closing such intended use is not permitted by the applicable zoning ordinance, Buyer may terminate this Agreement.

Section 6. IMPROVEMENTS AND FIXTURES. The Real Estate includes all improvements and permanent fixtures used in connection with it, including, but not limited to: electrical, gas, central heating, central air conditioning, and plumbing (including sewage disposal) systems, water softener(s), water heater(s), built-in appliances, screens, screen doors, storm windows, shades, blinds, drapery hardware, awnings, shutters, attached floor covering, radio or television antennas (but excluding any satellite receiving station or dish, components and wiring), garage door openers with all activators, attached shelving, trees, shrubs, flowers, fences, and the following items: ____

now in or on the Real Estate (except rental units). Except for a mortgage on the Real Estate being assumed under Section 1.03, such improvements and fixtures shall have their cost fully paid and shall be free of liens as of the time of closing.

Section 7. CONDITION OF REAL ESTATE.

7.01. **Election by Buyer.** This Agreement contains IMPORTANT PROVISIONS set forth in Section 18. By initialing below, Buyer selects which of Section 18.01 or 18.02 is to apply. [Select ONLY ONE of the following: each person who is a Buyer must initial].

(a) Buyer's right to inspection under Section 18.01. ____________________ [Initials of Buyer] City of FW

(b) WAIVER of defects and RELEASE of Seller - "AS IS" transaction under Section 18.02. DAB [Initials of Buyer]

7.02. **Maintenance.** See Section 18.03 for provisions which apply here.

7.03. **Survival.** The provisions of Section 18 agreed to by the parties shall survive closing.

Section 8. EARNEST MONEY.

8.01. At the time Buyer's offer is made and as part of it, Buyer has deposited with n/a_______________________________ the sum of $ 0____________________ as earnest money. Within ___0___ days after this Agreement becomes effective, Buyer shall deposit the sum of $ 0____________________ as additional earnest money. If Buyer fails to do so, Seller may seek the remedies available under Section 14 and 20.

8.02. All earnest money deposited by Buyer under this Agreement shall be deposited with n/a________________________ ("Holder"). By accepting earnest money, Holder agrees to be subject to and bound by the provisions of this Agreement regarding disposition of earnest money and remedies for a breach under it. Earnest money so deposited shall be held in escrow subject to this Agreement. If Holder pays earnest money as provided in this Agreement, there shall be no liability for having so held or paid it, and the PARTIES RELEASE Holder from any such liability. At closing, Buyer shall receive credit toward the Purchase Price for earnest money deposited. If this Agreement does not become effective, Holder shall return the earnest money to the Buyer.

8.03. **Disposition of Earnest Money.** After this Agreement becomes effective, and is subsequently terminated, and the earnest money should be disbursed, Holder shall send an authorization and release form ("Authorization") simultaneously to the parties designating the party to whom Holder intends to disburse the earnest money. Transmittal of the Authorization shall be pursuant to the provisions of Section 21. When Holder receives an executed Authorization from each party, Holder shall disburse the earnest money as provided in this section. If Holder fails to receive such an Authorization from each party within 7 days after Holder sends it, Holder shall have the option to:

(a) Retain possession of the earnest money until Holder receives a written agreement signed by both parties, or receives an order of a court of competent jurisdiction directing disposition of the earnest money; or

(b) Commence suit requesting a court of competent jurisdiction to determine the party lawfully entitled to the earnest money, and to order deposit of the earnest money with the clerk; and excuse the Holder from further responsibility for the earnest money.

8.04. Provided Holder complies with the terms of this Agreement, Holder's reasonable costs and expenses (including without limitation, court costs and attorney fees) shall be recoverable from the party who does not prevail in a contest for the earnest money. In the event of a settlement by the parties after the expiration of the 7-day period, then both parties shall be equally liable for Holder's costs and expenses.

8.05. If a period of 90 days elapses from the date Holder sends an Authorization under Section 8.03, and Holder neither receives an executed Authorization from both parties, nor receives notice of the commencement of suit to resolve any dispute regarding disposition of the earnest money, and shall give 30 days notice of such plan to the parties involved in the sale. Unless Holder receives notice in said 30-day period of the filing of suit, Holder shall disburse the earnest money in the manner and to the persons designated in the notice. Thereafter, the parties shall have no further claims, actions or causes of actions against each other arising out of the disposition of the earnest money.

Section 9. CLOSING.

9.01. The closing shall be held on or before see section 12 below, 200____. If closing does not occur on or before said date, either party may terminate this Agreement if the failure to close is not the result of a default under this Agreement by the party seeking termination. The parties may agree in writing to an extension of the closing date stated in this Section 9.01.

9.02. See Section 19 for additional provisions which apply here.

Section 10. POSSESSION, RENT, INSURANCE, UTILITIES AND SECURITY DEPOSIT.

10.01. Seller shall deliver possession of the Real Estate as marked below [If there is no mark "at closing" shall apply] [Mark one] ☑ (at closing); ☐ (within ____ days after closing); ☐ (by ________________, ______, provided closing occurs by such date; and if it does not, at closing). As rent for each day Seller is entitled to possession after closing under this Section 10.01, Seller shall pay to Buyer [Mark one]:

☑ no rent; or

☐ an amount equal to 1% of the Purchase Price divided by 30 and multiplied by the number of days Seller is entitled to possession after closing. Such rent shall be withheld from Seller's proceeds and paid or credited to Buyer at closing.

If neither box is marked, Seller's possession under this Section 10.01 shall be rent free.

10.02. If Seller fails to deliver possession as required by Section 10.01, Seller shall become a tenant at sufferance, and then become obligated to pay to Buyer an amount equal to 1% of the Purchase Price divided by 15, and multiplied by the number of days Seller retains possession under this Section 10.02.

10.03. Unless Seller and Buyer agree otherwise in writing, the amount payable under Section 10.02 shall be due on the date Seller delivers possession of the Real Estate. Failure of Seller to pay such amount when due constitutes a breach of this Agreement, and entitles Buyer to the remedies of Section 20.

10.04. Insurance shall be cancelled by the Seller as of the date of closing except for contents. Seller shall pay all charges for utility services furnished the Real Estate while Seller was in possession. Any rent due from a tenant of Seller on the Real Estate shall be prorated to the date of closing. At closing, Seller shall deliver to Buyer any lease agreement and security deposit then held for any such tenant and Buyer agrees to accept said security deposit and assume all responsibilities under the Indiana Security Deposit Statute (IC 32-7-5).

10.05. Buyer's remedies under Section 20 shall not be limited by the provisions in Section 10.02. Seller's obligations under Section 10 shall survive closing.

Section 11. AGREEMENT.

11.01. **Offer, Acceptance and Delivery.** By executing and delivering this Agreement, Buyer is making an offer to Seller. Buyer's offer expires at 11:59 P.M. (local time). February 13, 2007, unless Seller timely accepts it. Any counteroffer shall be in writing. A party accepting an offer or a counteroffer shall do so in writing delivered to the other party or the party's attorney or agent at or before the time the offer or the counteroffer expires.

11.02. **Copies of Documents.** A party making or accepting an offer or a counteroffer may do so by delivering a document signed by the party, or by delivering a carbon copy, a photocopy, or a facsimile copy of the signed document. If a copy is delivered, it must consist of the entire document. The person delivering a copy of a document (whether a party or a party's attorney or agent) warrants and represents to the other party that, to the best of the person's knowledge and belief, the document (a copy of which is being delivered) contains the signature of the party whose document is delivered.

11.03. **Effectiveness of Agreement.** Upon timely and proper acceptance of an offer or a counteroffer, an agreement between the parties will become effective, and the parties will then be bound. This Agreement shall continue in effect notwithstanding non-payment by Buyer of additional earnest money due under Section 8.01 (if applicable).

11.04. **Acknowledgment of Receipt.** By signing this Agreement, the parties acknowledge receipt of a copy of it.

Section 12. OTHER PROVISIONS: this offer is subject to the buyer having sixty (60) days to obtain approval of the City of Fort Wayne Board of Public Works and the Common Council of the City of Fort Wayne; closing shall occur within 10 days after the above reference approvals have been obtained; buyer is not requiring a survey as part of this transaction; buyer to pay for cost of title insurance and all closing costs except for the proration of real estate taxes

Section 13. ATTORNEY RELATIONSHIP AND DISCLOSURE FORM.

13.01 **Confirmation of Attorney Relationship.** This Agreement has been prepared by ______________________________, an attorney representing Buyer/Seller [Strike one]. **Any non-represented party is strongly advised to have this Agreement reviewed by their own attorney.**

13.02 **Seller's Residential Real Estate Disclosure Form.** [Mark one]

☑ Buyer acknowledges receipt and execution of a Seller's Residential Real Estate Disclosure Form required under IC 24-4.6-2, as amended.

☐ Buyer has not received an executed Seller's Residential Real Estate Disclosure Form required under IC 24-4.6-2, as amended.

Section 14. REMEDIES OF PARTIES.

14.01. If this Agreement becomes effective and Buyer, having no right or option to terminate this Agreement, fails to complete the purchase as provided in this Agreement, Buyer shall pay to Seller, as liquidated damages and not as a penalty, an amount equal to the greater of five percent (5%) of the Purchase Price, or the earnest money deposited by Buyer ("Damages"). Other than the remedies available under Section 20, Seller shall then have no other remedy against Buyer at law or in equity. Earnest money deposited shall be credited against the Damages.

14.02. See Section 20 for additional provisions which apply.

Section 15. ADDITIONAL PROVISIONS REGARDING PAYMENT OF PURCHASE PRICE.

15.01. **Payment of Purchase Price By Cash With New Mortgage.**

(a) If Buyer obtains a Commitment for a federally insured or guaranteed mortgage loan (for example: FHA or VA), and if the Purchase Price exceeds the amount of the Loan appraisal, Buyer may terminate this Agreement.

(b) If repairs are required in connection with a federally insured or guaranteed mortgage loan, Seller may elect to pay for such repairs, or terminate this Agreement. However, this Agreement shall not terminate if Buyer assumes the cost of such repairs and so notifies Seller in writing within 5 days after receipt of notice of Seller's election to terminate.

(c) Upon written request from Seller or Seller's Attorney, Buyer shall inform the inquiring person of the progress of the Loan application. In addition, such person shall have the right to inquire of the lender concerning such progress, and Buyer authorizes the lender to disclose such progress and the terms being considered by the lender for a Loan. Further, Seller or Seller's Attorney may assist a lender in processing an application, but such action shall not prejudice or adversely affect the Loan application.

(d) Upon written request from Seller or Seller's Attorney, Buyer shall give such person a copy or summary of the terms of Buyer's Loan application and a copy of the Commitment.

(e) Buyer shall pay all Loan origination, inspection and underwriting fees, and all other closing expenses and costs imposed by the lender in giving Buyer Loan proceeds to purchase the Real Estate, except those which Seller is required to pay by law, and except the Points and closing fee Seller has agreed to pay under Sections 1.02(c) and 19.08.

(f) If Buyer having financing available upon terms at least as favorable as those stated in Section 1.02(b), fails to purchase the Real Estate, and Seller has not breached this Agreement, Seller may seek the remedies available under Sections 14 and 20.

15.02. **Payment of Purchase Price By Cash With Assumption of Existing Mortgage.**

(a) Immediately after this Agreement becomes effective, Buyer shall apply to the lender for assumption of the existing mortgage loan, and proceed promptly and in good faith to meet the lender's requirements for assumption, subject to Section 15.02(b).

(b) Buyer understands that assumption of the existing mortgage loan may be subject to consent of the lender. As a condition to giving consent, the lender may require an interest rate higher than the existing rate, or other concession. Buyer shall have 15 days from the date this Agreement becomes effective to obtain from the lender assumption terms satisfactory to Buyer, and to give Seller notice that such terms have been obtained. If Buyer fails to timely do so, either party may terminate this Agreement.

(c) If the existing mortgage loan neither allows the lender to vary its terms or requires the lender's consent for assumption, Buyer's rights to obtain satisfactory assumption terms and to terminate this Agreement under Section 15.02(b) shall not apply.

(d) At closing, Seller shall assign to Buyer amounts held by the lender in escrow; and Buyer shall pay Seller a sum equal to such amount, subject to any necessary adjustments for accrued expenses.

Section 16. ADDITIONAL PROVISIONS REGARDING EVIDENCE OF TITLE.

16.01. Buyer shall have a reasonable time before closing to have the evidence of title examined. Seller shall have a reasonable time to correct any title defect.

16.02. Title to the Real Estate shall not be considered unmarketable by reason of any of the following matters, and Buyer shall accept title subject to them: (a) recorded building restrictions, restrictive covenants, conditions and other use restrictions ("Restrictions") applicable to the Real Estate; and (b) recorded or visible easements for public roads, utilities, or public purposes ("Easements") upon which existing improvements on the Real Estate do not encroach; PROVIDED, however, that at the time of closing (1) there is no existing violation of the Restrictions; (2) there is no provision of reversion, re-entry, or forfeiture of title by reason of violation of the Restrictions; and (3) the Restrictions and Easements will not materially interfere with Buyer's intended use of the Real Estate as stated in Section 5.01, or as otherwise provided in this Agreement.

16.03. Notwithstanding Seller's obligation under Section 4.01, if there is a simultaneous issuance of an ALTA Owner's Policy and an ALTA Loan Policy, all charges and premiums for them shall be paid equally by the parties. If only an ALTA Loan Policy is issued, all charges and the premium for such policy shall be paid by Buyer.

16.04. Seller shall deliver to Buyer, without charge, any Abstract of Title in Seller's possession for the Real Estate.

Section 17. SURVEY. Seller shall provide and pay for a survey ("Survey") prepared by a licensed Indiana surveyor selected by the Seller. The Survey shall: (a) comply with the competent practice provisions of 865 IAC 1-12 for a retracement or record document survey; (b) for an original Survey, include the setting and marking of corner markers or monuments; (c) be sufficient to satisfy the requirements of a title insurance company so as to provide affirmative coverage of the Real Estate as to matters of survey; (d) be dated within ninety (90) days prior to closing; (e) show the flood zone designation of the Real Estate, or whether or not the Real Estate is located in a flood hazard area.

Section 18. ADDITIONAL PROVISIONS REGARDING CONDITION OF REAL ESTATE.

18.01. Buyer's Right to Inspection.

(a) Buyer may have the Real Estate inspected, and Seller agrees to make it and all of its systems available for that purpose. All inspections and complete written reports of them (except those required by a lender in connection with a mortgage loan) shall be made and delivered within 15 days after 15 days after the date this Agreement becomes effective. Delivery of reports shall be made to Buyer in the same manner as notice is given under Section 21.01.

(b) Inspections shall be at Buyer's expense by qualified, independent inspectors selected by Buyer. An inspector is considered "independent" if the inspector is unrelated to the parties, and will not realize direct or indirect financial benefit (other than receipt of a fee for services rendered) as a result of performing an inspection. The inspections may include, but are not limited to, the following systems and items: electrical, gas, central heating, central air conditioning and plumbing (including sewage disposal and sump pumps) systems; well; built-in appliances; roof, walls; ceilings; floors; foundations; basement; crawl space; hazardous or toxic substances, including radon and lead-based paint (Pre-1978); and wood eating insect infestation. Buyer may also have inspections of a septic system and the quality of water in a well on the Real Estate to determine whether they satisfy standards imposed by the Board of Health of the county in which the Real Estate is located. **INSPECTIONS REQUIRED BY A LENDER DO NOT FULFILL BUYER'S RIGHT OF INSPECTION UNDER SECTION 18.01.**

(c) The purpose of inspections is to determine whether any system or item inspected has a "Major Defect." A "Major Defect" is a condition that would:

(1) have a significant, adverse effect on the value of the Real Estate; or
(2) significantly impair the health or safety of future occupants of the Real Estate; or
(3) significantly shorten or adversely affect the expected normal life of the Real Estate if not repaired, removed, or replaced.

If an inspection report reveals a Major Defect and Buyer wants it cured, Buyer shall give Seller a complete copy of the report within 5 days after receiving it, identifying either on the copy or in a seperate document delivered with the copy the Major Defect(s) Buyer wants cured. Within 10 days after such copy or document is delivered, Seller shall give Buyer a notice identifying which of such Major Defect(s) (all, some or none - to be stated in the notice) Seller is willing to cure. If Seller responds that Seller is willing to cure only some or none of the Major Defect(s) Buyer wants cured, Buyer shall have 5 days after receipt of the response within which to accept or reject the response. If the inspection report recommends further inspection be performed, such inspections shall be at Buyer's expense. Each Major Defect Seller undertakes to cure shall be cured to Buyer's reasonable satisfaction and before closing — or at another time agreed to by the parties.

Delivery of reports shall be made to Seller in the same manner as notice is given under Section 21.02.

(d) Subject to Section 18.01(e), either party may terminate this Agreement if: (1) Seller states in the response under (c) above that Seller will not cure all Major Defect(s) Buyer wants cured, or (2) Buyer rejects the response under (c) above; or (3) either party fails to act timely as the party is required party is required under this Section 18.01(c).

(e) Neither of the parties shall have the right to terminate this Agreement if the Major Defect is one which Buyer has acknowledged and agreed to accept in this Agreement.

(f) WAIVER: If Buyer fails to timely obtain the inspection and the report described in Section 18.01(a), or fails either to timely give Seller a complete copy of the inspection report or to timely identify each Major Defect Buyer wants cured, Buyer shall be deemed to have WAIVED Buyer's right to have an inspection (together with a report on it), or to have Seller cure any Major Defect disclosed by the inspection. In such event, neither Seller nor Buyer may terminate this Agreement under Section 18.01.

18.02. WAIVER of Defects and RELEASE of Seller — "AS IS" Transaction.

(a) Buyer acknowledges that Buyer has had the opportunity to require, as a condition of this Agreement, that the inspections described in Section 18.01 be made, and that Section 18.01 apply. BUYER WAIVES THE RIGHT TO HAVE SUCH INSPECTIONS AND TO HAVE Section 18.01 APPLY, and instead relies upon Buyer's own examination. BUYER FURTHER RELEASES SELLER FROM ANY AND ALL LIABILITY RELATING TO ANY DEFECT OR DEFICIENCY AFFECTING THE REAL ESTATE, and agrees to purchase the Real Estate "AS IS."

(b) Inspections required by a lender in connection with a mortgage loan are not included in this waiver.

18.03. Maintenance.

(a) Until Seller delivers possession of the Real Estate to Buyer, Seller shall maintain it in the same condition as existed:

(1) [if Section 18.01 applies] at the later of the time: (A) of Buyer's last inspection made under Section 18.01(a); or (B) when all defects revealed by inspection reports properly obtained by Buyer are cured by Seller if required by this Agreement.
(2) [if Section 18.02 applies] at the time of Buyer's last examination before this Agreement became effective.

(b) Prior to closing, Buyer may inspect the Real Estate to determine whether Seller has complied with Section 18.03(a).

(c) The failure of Seller to so maintain the Real Estate shall be considered a breach of this Agreement. However, Buyer shall have no claim against Seller for a failure to properly maintain the Real Estate if the reasonable cost of repairing or restoring it to the condition applicable under Section 18.01(a) is less than $100, payment of which cost is Buyer's obligation. If such cost if $100 or more, Seller shall pay the excess cost over Buyer's obligation.

Section 19. ADDITIONAL PROVISIONS REGARDING CLOSING.

19.01. The time and place of closing shall be agreed to by the parties in good faith. Upon payment of the Purchase Price in accordance with Sections 1.01, 1.02, 1.03, or 1.04 (e) (whichever is applicable), Seller shall deliver a properly executed general warranty deed ("Deed") conveying the Real Estate to Buyer. If the Real Estate is being purchased under a Contract, or a Note and Mortgage, the applicable document(s) shall be executed and delivered at closing, as provided in Section 1.04.

19.02. Seller shall provide and pay for the Deed, or the Contract or any Note and Mortgage required under Section 1.04(b), and all other documents which are necessary for title to the Real Estate to meet legal requirements under this Agreement, for the transaction to comply with applicable tax laws, and comply with the Indiana Responsible Property Transfer Law (IC 13-7-22.5).

19.03. In each case of delivery of a Deed by Seller, whether at closing or upon payment in full of a Contract, Seller shall also execute and deliver a Closing Affidavit and Representations ("Closing Affidavit") in the form approved by The Allen County Indiana Bar Association, Inc. at the time of delivery. If the Real Estate is being purchased under a Contract and Buyer requests a Closing Affidavit, Seller shall provide and pay for one at that time.

19.04. Upon Buyer's written request (made by notice given before or at closing), Seller shall also provide and pay for a certification of non-foreign status under the Foreign Investment in Real Property Tax Act of 1980 (Pub. L. 93-479), as amended, ("FIRPTA") (see 26 U.S.C. § 1445) and regulations under it. If such certification is not so provided, Buyer may withhold from Seller's proceeds any tax due under FIRPTA.

19.05. If this transaction is not closed for failure of title to meet legal requirements or for failure of Seller to convey by Deed as required, or to execute and deliver a Contract, or other document as required, in each case as of the time of closing, Buyer may terminate this Agreement and also pursue appropriate remedies available under Section 20.

19.06. If this transaction is not closed because of Buyer's breach of this Agreement, or because Buyer or Buyer's Attorney gives notice to, or otherwise informs Seller, the Seller's Attorney or any agent of Seller, that Buyer does not intend to purchase the Real Estate, Seller may terminate this Agreement, and pursue appropriate remedies available under Sections 14 and 20.

19.07. Seller shall bear risk of loss and damage to the Real Estate until the time of closing, and Buyer shall bear such risk after such time.

19.08. The fee charged by any closing agent (including an attorney acting as a closing agent for both parties, or Buyer's lender acting in such capacity) for closing services shall be paid equally by the parties, except Seller shall pay such fee if required by law. Any professional service fee due Buyer's or Seller's Attorney shall be withheld and paid by the closing agent at closing as provided in this Agreement.

Section 20. ADDITIONAL PROVISIONS REGARDING REMEDIES OF PARTIES.

20.01. If Buyer breaches this Agreement, Seller shall be entitled to file suit in a court of competent jurisdiction to recover in addition to any remedies available under this Agreement, all reasonable costs and expenses, including attorney fees, incurred by Seller due to Buyer's breach.

20.02. If Seller breaches this Agreement, Buyer shall be entitled to file suit in a court of competent jurisdiction to recover in addition to any legal and equitable remedies available (including specific performance), all reasonable costs and expenses, including attorney fees, incurred by Buyer due to Seller's breach.

20.03. The provisions in Sections 20.01 and 20.02 shall not affect the provision for recovery of fees and expenses of the Holder of earnest money as provided in Section 8.04.

20.04. The obligations of a party breaching this Agreement, and the rights of the other party to the remedies provided, shall survive this Agreement.

Section 21. MANNER OF TERMINATING THIS AGREEMENT AND NOTICE.

21.01. If either party wishes to terminate this Agreement pursuant to an option to do so granted by this Agreement, a party shall give notice of termination, stating with reasonable detail the basis for termination. The termination shall become effective on the fifteenth day after the date notice is given, unless on or before that day: (a) the defect or default stated in the notice is cured; (b) the party having the option to terminate gives notice to the other party of either a WAIVER of the condition or contingency upon which such option is based, or an EXTENSION of the time within which such condition or contingency is to be performed or satisfied; or (c) Buyer gives Seller notice that Buyer will pay the Purchase Price without regard to the manner of payment stated in Sections 1.02 and 15.01, or Sections 1.03 and 15.02.

21.02. Any notice provided under this Agreement shall be in writing and given to the other party at the party's address stated in this Agreement, or at such other address as a party may designate in a notice. Notice shall be deemed given when: (a) personal service of the notice is made on the party to be notified; (b) the notice is mailed to the party to be notified by means of certified or registered U.S. mail, return receipt requested, postage prepaid, or (c) the notice is sent to the party to be notified by express courier, or such other similar courier guaranteeing next day delivery.

21.03. Refusal by a party to accept delivery of a notice (whether by mail or otherwise) cannot defeat the giving of a notice.

Section 22. MISCELLANEOUS.

22.01. This Agreement shall bind, and inure to the benefit of, the parties and their heirs, personal and legal representatives, successor and assigns, and shall be interpreted under the laws of the State of Indiana.

22.02. Time is of the essence of this Agreement.

22.03. Headings are for reference only, and do not affect the provisions of this Agreement. Where appropriate, the masculine gender shall include the feminine or the neuter, and the singular shall include the plural.

22.04. This Agreement contains all of the agreements of the parties, all prior negotiations, understandings and agreements having been merged into it. Amendments of this Agreement shall not be effective unless made in writing and signed by the parties.

22.05. In computing a time period prescribed in this Agreement, the day of the act or event shall not be counted. All subsequent days, including intervening weekend days and holidays, shall be counted in the period. The last day of the period so computed is to be included unless it is a weekend day or a legal holiday as defined under Indiana law, in which case the period is to be extended to the next day that is not a weekend day or a legal holiday; except that such extension shall not be made for the day possession is to be delivered under Section 10.01.

22.06. Representations, warranties and agreements contained in this Agreement or in any notices, schedules, certificates, or statements delivered pursuant to this Agreement shall survive it, and shall remain in full force and effect, notwithstanding termination of this Agreement or a closing held under it.

No changes have been made to this Allen County Indiana Bar Association form except as noted in the Other Provisions or as obviously and clearly marked.

Buyer: Daniel A. Brenner
(Signature)

Buyer: ____________________
(Signature)

Daniel A. Brenner, Property Manager City of Fort Wayne
(Printed or Typed Name and Tax I.D. Number)

35-6001255
(Printed or Typed Name and Tax I.D. Number)

Address: One Main St. Room 350, Fort Wayne, IN 46802

Telephone: (260) 427-1402

UNCONDITIONAL ACCEPTANCE BY SELLER

Seller accepts the offer made by Buyer as set forth above, without change or condition. Dated: 02-06, 2007

Seller: Timothy Lee Oliver
(Signature)

Timothy Lee Oliver
(Printed or Typed Name and Tax I.D. Number)

Address: 647 Herricksville Rd, Tekonsha, MI 49092

Seller: Sheri S. Oliver
(Signature)

Sheri S. Oliver
(Printed or Typed Name and Tax I.D. Number)

Telephone: 517-767-4785

CONDITIONAL ACCEPTANCE BY SELLER [Counteroffer]

Seller accepts the offer made by Buyer, SUBJECT, HOWEVER, TO THE FOLLOWING PROVISIONS:

This counteroffer expires at 11:59 P.M. (local time), ____________, 200____. Dated: ____________, 200____.

Seller: ____________
(Signature)

____
(Printed or Typed Name and Tax I.D. Number)

Address: ____________

Seller: ____________
(Signature)

____
(Printed or Typed Name and Tax I.D. Number)

Telephone: ____________

BUYER'S ACCEPTANCE OF SELLER'S COUNTEROFFER

Buyer accepts and agrees to the provisions set forth in Seller counteroffer. Dated: ____________, 200____.

Buyer: ____________
(Signature)

Buyer: ____________
(Signature)

EARNEST MONEY (Section 8 applies.)

Received $________ as earnest money on ____________, 200____. ____________
(Signature of Holder)

Received $________ as earnest money on ____________, 200____. ____________
(Signature of Holder)

This Agreement was drafted by ____________, ____________'s Attorney.

Attorney No. ____________

ALLEN
COUNTY
INDIANA BAR
ASSOCIATION

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LEAD-BASED PAINT CERTIFICATION AND ACKNOWLEDGMENT (PRE-1978)

Disclosure of Information on Lead-Based Paint and/or Lead-Based Paint Hazards

(SALES)

PROPERTY ADDRESS 546 Wayne Street

LEAD WARNING STATEMENT

Every buyer of any interest in residential real property on which a residential dwelling was built prior to 1978 is notified that such property may present exposure to lead from lead-based paint that may place young children at risk of developing lead poisoning. Lead poisoning in young children may produce permanent neurological damage, including learning disabilities, reduced intelligence quotient, behavioral problems, and impaired memory. Lead poisoning also poses a particular risk to pregnant women. The seller of any interest in residential real property is required to provide the buyer with any information on lead-based paint hazards from risk assessments or inspections in the seller's possession and notify the buyer of any known lead-based paint hazards. A risk assessment or inspection for possible lead-based paint hazards is recommended prior to purchase.

SELLER'S DISCLOSURE

(a) Presence of lead-based paint and/or lead-based paint hazards: (check (1) or (2) below)

(1) ______ Known lead-based paint and/or lead-based paint hazards are present in the housing (explain): ______

(2) X Seller has no knowledge of lead-based paint and/or lead-based paint hazards in the housing.

(b) Records and reports available to the Seller: (check (1) or (2) below)

(1) ______ Seller has provided the Buyer with all available records and reports including Seller's Residential Real Estate Sales Disclosure form, if applicable, pertaining to lead-based paint and/or lead-based paint hazards in the housing (list and attach documents below): ______

(2) X Seller has no reports or records pertaining to lead-based paint and/or lead-based paint hazards in the housing.

(c) ______ Check, if Disclosure is not applicable [Post-1977]

BUYER'S ACKNOWLEDGMENT (*Initial*)

(d) ______ Buyer has received copies of all information listed above.

(e) ______ Buyer has received the pamphlet Protect Your Family From Lead in Your Home

(f) ______ Buyer has (check (1) or (2) below):

(1) ______ received a 15-day opportunity (or mutually agreed upon period) to conduct a risk assessment or inspection for the presence of lead-based paint and/or lead-based paint hazards;

OR

(2) ______ waived the opportunity to conduct a risk assessment or inspection for the presence of lead-based paint and/or lead-based paint hazards.

CERTIFICATION OF ACCURACY

The following parties have reviewed the information above and certify, to the best of their knowledge, that the information they have provided is true and accurate. This Certification and Acknowledgment may be executed simultaneously or in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. The parties agree that this Certification and Acknowledgment may be transmitted between them by facsimile machine. The parties intend that faxed signatures constitute original signatures and are binding on the parties. The original document shall be promptly executed and/or delivered, if requested.

		Timothy Lee Oliver	2-6-07
BUYER'S SIGNATURE	DATE	SELLER'S SIGNATURE	DATE
		Timothy Lee Oliver	
PRINTED		PRINTED	
		Sheri S. Oliver	02-06-07
BUYER'S SIGNATURE	DATE	SELLER'S SIGNATURE	DATE
		Sheri S. Oliver	
PRINTED		PRINTED	

SELLER'S RESIDENTIAL REAL ESTATE SALES DISCLOSURE

State Form 46234 (R3 / 11-02)

Date (*month, day, year*)

Seller states that the information contained in this Disclosure is correct to the best of Seller's CURRENT ACTUAL KNOWLEDGE as of the above date. The prospective buyer and the owner may wish to obtain professional advice or inspections of the property and provide for appropriate provisions in a contract between them concerning any advice, inspections, defects, or warranties obtained on the property. The representations in this form are the representations of the owner and are not the representations of the agent, if any. This information is for disclosure only and is not intended to be a part of any contract between the buyer and the owner. Indiana law (IC 24-4.6-2) generally requires sellers of 1-4 unit residential property to complete this form regarding the known physical condition of the property. An owner must complete and sign the disclosure form and submit the form to a prospective buyer before an offer is accepted for the sale of the real estate.

Property address (*number and street, city, state, ZIP code*)
546 Wagner Street, Fort Wayne, Indiana 46805

1. The following are in the conditions indicated:

[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
Built-In Vacuum System				
Clothes Dryer				
Clothes Washer				
Dishwasher				
Disposal				
Freezer				
Gas Grill				
Hood				
Microwave Oven				
Oven				
Range				
Refrigerator				
Room Air Conditioner(s)				
Trash Compactor				
TV Antenna / Dish				
Other:				

[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
Cistern				
Septic Field / Bed				
Hot Tub				
Plumbing				
Aerator System				
Sump Pump				
Irrigation Systems				
Water Heater / Electric				
Water Heater / Gas				
Water Heater / Solar				
Water Purifier				
Water Softener				
Well				
Other Sewer System (*Explain*)				

	Yes	No	Do Not Know
Are the improvements connected to a public water system?			
Are the improvements connected to a public sewer system?			
Are there any additions that may require improvements to the sewage disposal system?			
If yes, have the improvements been completed on the sewage disposal system?			
Are the improvements connected to a private/community water system?			
Are the improvements connected to a private/community sewer system?			

[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
Air Purifier				
Burglar Alarm				
Ceiling Fan(s)				
Garage Door Opener / Controls				
Inside Telephone Wiring and Blocks / Jacks				
Intercom				
Light Fixtures				
Sauna				
Smoke / Fire Alarm(s)				
Switches and Outlets				
Vent Fan(s)				
60 / 100 / 200 Amp Service (*Circle one*)				

[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
Attic Fan				
Central Air Conditioning				
Hot Water Heat				
Furnace Heat / Gas				
Furnace Heat / Electric				
Solar House-Heating				
Woodburning Stove				
Fireplace				
Fireplace Insert				
Air Cleaner				
Humidifier				
Propane Tank				
Other Heating Source				

[illegible]

[illegible]			
Age, if known: ______ Years.			
Does the roof leak?			
Is there present damage to the roof?			
Is there more than one roof on the house?			
If so, how many layers?			

[illegible]			
Have there been or are there any hazardous conditions on the property, such as methane gas, lead paint, radon gas in house or well, radioactive material, landfill, mineshaft, expansive soil, toxic materials, mold, other biological contaminants, asbestos insulation or PCB's? Explain:			

[illegible]

[illegible]			
Do improvements have aluminum wiring?			
Are there any foundation problems with the improvements?			
Are there any encroachments?			
Are there any violations of zoning, building codes or restrictive covenants?			
Is the present use a non-conforming use? Explain:			
Have you received any notices by any governmental or quasi-governmental agencies affecting this property?			
Are there any structural problems with the buildings?			
Have any substantial additions or alterations been made without a required building permit?			
Are there moisture and/or water problems in the basement, crawl space area, or any other area?			
Is there any damage due to wind, flood, termites or rodents?			
Have any improvements been treated for wood destroying insects?			
Are the furnace/woodstove/chimney/flue all in working order?			
Is the property in a flood plain?			
Do you currently pay flood insurance?			
Does the property contain underground storage tank(s)?			
Is the homeowner a licensed real estate salesperson or broker?.			
Is there any threatened or existing litigation regarding the property?			
Is the property subject to convenants, conditions and/or restrictions of a homeowner's association?			
Is the property located within one (1) mile of an airport?			

E. ADDITIONAL COMMENTS AND / OR EXPLANATIONS: (*Use additional pages if necessary.*)

The information contained in this Disclosure has been furnished by the Seller, who certifies to the truth thereof, based on the Seller's CURRENT ACTUAL KNOWLEDGE. A disclosure form is not a warranty by the owner or the owner's agent, if any, and the disclosure form may not be used as a substitute for any inspections or warranties that the prospective buyer or owner may later obtain. At or before settlement, the owner is reculred to disclose any material change in the physical condition of the property or certify to the purchaser at settlement that the condition of the property is substantially the same as it was when the disclosure form was provided. Seller and Purchaser hereby acknowledge receipt of this Disclosure by signing below:

Signature of Seller Timothy Lee Oliver	Date 2-6-07	Signature of Buyer	Date
Signature of Seller Sheri S. Oliver	Date 2-06-07	Signature of Buyer	Date

The seller hereby certifies that the property is substantially the same as it was when the Seller's Disclosure form was originally provided to the Buyer.

Signature of Seller Timothy Lee Oliver	Date 2-6-07	Signature of Seller Sheri S. Oliver	Date 02-06-07

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: February 28, 2007

RE: 2006 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $6,845.38 to be paid from the proceeds of the 2006 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #16

American Aluminum Accessories, Inc.	1,691.00
DELL Marketing	1,132.28
OEM Micro Solutions	1,485.00
Nowak Supply Co	1,764.00
Tessco	773.10
Total for Payment Request	**$ 6,845.38**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

February 28, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: February 28, 2007

RE: 2006 Fire Truck Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $18,034.81 to be paid from the proceeds of the 2006 Fire Truck Lease Financing which are held in an escrow at JP Morgan Trust Company.

5 Alarm Fire & Safety Equipment	Req #4	11,720.00
Municipal Emergency Services		1,179.81
Knox Company		5,135.00
	Total for Request	**$ 18,034.81**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

February 28, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: February 28, 2007

RE: 2006 Financial System Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $16,314.66 to be paid from the proceeds of the 2006 Financial System Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Tyler Technologies	PR #7	16,314.66
	Total for Payment Requests	**$ 16,314.66**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

February 28, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: February 28, 2007

RE: 2006 Computer Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,500.00 to be paid from the proceeds of the 2006 Computer Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Wells Fargo Bank, N.A.	1,500.00
Total for Payment Requests	**$ 1,500.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

February 28, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: February 28, 2007

RE: 2006 Computer Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $19,196.40 to be paid from the proceeds of the 2006 Computer Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

DLT Solutions, Inc.	PR #20	13,129.80
ASAP Software	PR #20	308.62
CDW Government, Inc.	PR #20	2,567.56
DELL Marketing	PR #20	3,190.42
	Total for Payment Request	**$ 19,196.40**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

February 28, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: February 28, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $2,575,612.77 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at LaSalle Bank.

Geotechnical & Materials Engineers	Req #14	7,284.52
Hagerman Inc.	Req #14	1,306,457.64
Thomas Black & Assoc	Req #14	680.00
Project Mgmt Resources	Req #14	3,888.00
Alt & Witzig Engineering Inc.	Req #14	4,970.00
Schenkel Shultz	Req #14	18,223.79
Hagerman Inc.	Req #15	1,227,975.07
Thomas Black & Assoc	Req #15	913.75
Project Mgmt Resources	Req #15	5,220.00
	Total for Requests	**$ 2,575,612.77**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

February 28, 2007
Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: February 22, 2007

RE: Water SRF (STATE REVOLVING FUNDS) - **2006**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 32,575.00** to be paid from the 2006 Water State Revolving Fund loan. These expenses are for issuance costs and the 3RFP North Pump Building – W.O. 65687.

Draw #6	Reimbursement: City of Ft. Wayne – Municipal Waterworks	3,946.00
Draw #7	CH2M Hill	12,535.00
Draw #8	Donohue & Assoc.	16,094.00
Total SRF Payment		**$ 32,575.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

February 28, 2007
Date

A RESOLUTION APPROVING THE NAME CHANGE OF THE WEST JEFFERSON TRAIL TO THE YARNELLE TRAIL IN THE CITY OF FORT WAYNE, INDIANA.

RESOLUTION NO. 94-2-28-07-4

WHEREAS, the West Jefferson Trail is a 1.1 mile multi-use path running between West Swinney Park and Rockhill Park within the road right of way; and

WHEREAS, the Greenways Manager had requested the Greenway Consortium and the volunteer Greenway Rangers to create a more attractive name for the West Jefferson Trail; and

WHEREAS, Greenway Ranger, Helen Pyles, suggested the trail be named for the Yarnelle Family, who for the past century has been active in Fort Wayne's business, civic and social activities; and

WHEREAS, Edward F. Yarnelle was a member of the Board of Park Commissioners under the administrations of Mayor Jessie Grice and Mayor William Gerke; and

WHEREAS, the Yarnelle Family has lived near Swinney Park on West Wayne Street and Swinney Court for over 100 years; and

WHEREAS, Mr. Yarnelle donated a tract of land to the park system at the Jefferson Boulevard approach to Swinney Park; and

WHEREAS, Mr. Yarnelle was one of the leaders in the creation of a fund to erect the monument to David Foster which stands in Swinney Park; and

WHEREAS, Edward Yarnelle's son, William Page Yarnelle, helped organize the acquisition of the Swinney Homestead for use as a History Museum; and

WHEREAS, the Greenway Consortium, the West Central Neighborhood Association and the Board of Park Commissioners have all voiced support for the trail name change.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1: The re-naming of the trail from West Swinney Park to Rockhill Park as the Yarnelle Trail by the City of Fort Wayne Board of Public Works, is hereby approved and agreed to.

SECTION 2: This Resolution shall be in full force and effect from and after its passage.

The City of Fort Wayne Board of Public Works:

Approves the name, Yarnelle Trail, for the muli-use trail from West Swinney Park to Rockhill Park.

Approved this 28th day of February, 2007

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST BY:

Marilyn Huth
Marilyn Huth, Clerk

To: Fort Wayne Board of Public Works

Early this past summer, during a Greenway Ranger meeting, Dawn Ritchie mentioned that she would like suggestions for a name for the trail along West Jefferson Boulevard which connects West Swinney Park to Rockhill Park.

I respectfully submit the name, "Yarnelle Trail", in honor of the Yarnelle Family, whose members have been active in Fort Wayne's business, civic and social activities since the late 1800's.

Edward F. Yarnelle came to Fort Wayne in 1876. His business activities included the Mossman-Yarnelle Company, a heavy hardware wholesale business which was located on Pearl Street. His home was in the 1100 block of West Wayne Street. He was a member of the Board of Park commissioners during the administration of Mayor Jessie Grice, and again during the term of Mayor William C. Geake. In 1927, he donated a tract of land to the park system at the Jefferson Street approach to Swinney Park. Mr. Yarnelle was one of the leaders in the creation of a fund to erect the monument to David Foster, which now stands in Swinney Park.

The Yarnelle Family was further connected to Swinney Park by virtue of two of Edward's children building homes on Swinney Court.

William Page Yarnelle, Edward's son, and his wife, Clara Porter Yarnelle, built a home at 1404 Swinney Court in 1913 and resided there with their five children. William, known as Page to family and close friends, was also active in business and civic projects. He served on the Fort Wayne School Board for several years. He also helped organize the acquisition of the Swinney Homestead for use as a History Museum. His wife, Clara, was active with the YWCA, taught at the Fort Wayne Art School, and did book reviews for the Fort Wayne newspapers for many years.

Edward's daughter, Edith, (Mrs. Hugh Keegan) and her family also resided on the edge of Swinney Park at 1420 Swinney Court. Their daughter, Margaret Ann Keegan, was active in many programs concerning the arts. Many of Fort Wayne's music, dance, and theater programs came about because of Miss Keegan's enthusiastic participation.

Edward Yarnelle's grandson, James Porter Yarnelle, and his wife Rita Lassus Yarnelle, also built a house at 1410 Swinney Court, where they resided with their family of six sons. Their youngest son, Larry P. Yarnelle, and his wife Darlene, carried on the family tradition by purchasing the property after their marriage in 1975. They lived there with their son Christopher until 1989.

The Yarnelle Family has been represented at the entrance of Swinney Park from the early 1900's until the death of Agnes Yarnelle, daughter of William, in 1999.

I hope this brief synopsis conveys the importance of the Yarnelle Family's contributions to the Fort Wayne community in general, as well as the West Central area and Swinney Park in particular. Because of these contributions and the strong connection to Swinney Park, a "Yarnelle Trail" in this area would be appropriately named.

Thank you.

Respectfully submitted, January 2007
Helen F. Pyles
4719 Aspenglow Lane
Fort Wayne, In 46808

260-436-3831

RESTORATION ROOFING & CONSTRUCTION

JOHN H. SIMERMAN
LICENSED CONTRACTOR SINCE 1987

834 W. WASHINGTON BLVD.
FORT WAYNE, IN 46802
(260) 424-0361

1/12/07

HELEN PYLES
4719 ASPENGLOW LN.
FORT WAYNE, IN 46808

DEAR HELEN;

I'M SORRY I HAVEN'T GOTTEN TO THIS SOONER, BUT HOPEFULLY LATE IS BETTER THAN NEVER. CONCERNING YOUR INTEREST IN CHANGING THE NAME OF THE PRESENT "WEST JEFFERSON TRAIL" TO THE "YARNELLE TRAIL", IN HONOR OF THE VARIOUS CONTRIBUTIONS OF THE YARNELLE FAMILY OVER THE YEARS, I POLLED THE WEST CENTRAL NEIGHBORHOOD ASSOCIATION'S BOARD AND THEY WERE UNANIMOUS IN THEIR AGREEMENT WITH THIS IDEA. I HOPE THAT THIS SUPPORT MAY HELP YOU IN YOUR ATTEMPT TO MAKE THE TITLE OF THIS SECTION OF THE TRAIL SYSTEM MORE HISTORICALLY MEANINGFUL TO THE COMMUNITY.

BEST OF LUCK,

John

JOHN H. SIMERMAN
PRESIDENT, WEST CENTRAL NEIGHBORHOOD ASSOCIATION

GREENWAY
CONSORTIUM, INC.

705 E. State Boulevard
Fort Wayne, Indiana 46805

Helen Pyles
4719 Aspenglow Lane
Fort Wayne
Indiana 46808

January 4 2007

Dear Helen,

On behalf of the Board of Directors of the Greenway Consortium I want to thank you for your presentation at our December meeting. It was both interesting and informative. I do not believe that many of our group were previously aware of the multiple ways in which the history of the Yarnelle family is woven into the history of Fort Wayne and its parks.

The Board is happy to support your effort to have the portion of trail, currently known only as the West Jefferson Pathway, between Swinney and Rockhill parks named "The Yarnelle Trail". It is a fitting tribute the family's contributions to the City and their special relationship to the area.

Sincerely Yours,

Alison R. Adams

Alison Adams
President.

A RESOLUTION approving the sale of
real estate owned by the City of
Fort Wayne.

Resolution # 94-2-28-07-3

WHEREAS, The City of Fort Wayne Board of Public Works is listed as the owner of property located at 11330 Coldwater Road, Fort Wayne, Indiana and more particularly described as:

FRL S 378.8 OF N 669 OF W 508.5 FT S1/2 NW1/4 SEC 34,
ALLEN COUNTY, INDIANA

WHEREAS, The Board of Public Works has determined that the City of Fort Wayne has no present use for a portion of this property, and that future use by the City is unlikely.

NOW, THEREFORE, the Board of Public Works of the City of Fort Wayne, Indiana, hereby resolves to sell a portion of the above-named property, following all applicable state statutes.

Signed this 28th day of February, 2007.

CITY OF FORT WAYNE

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

A RESOLUTION approving the sale of
real estate owned by the City of
Fort Wayne.

Resolution # 94-2-28-07-3

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NOW, THEREFORE, the Board of Public Works of the City of Fort Wayne, Indiana, hereby resolves to sell a portion of the above-named property, following all applicable state statutes.

Signed this 28th day of February, 2007.

CITY OF FORT WAYNE

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

RESOLUTION OF THE BOARD OF PUBLIC WORKS
OF THE CITY OF
FORT WAYNE, INDIANA

RESOLUTION NO. 94-2-28-07-2

WHEREAS, the City of Fort Wayne needs to lease various vehicles and equipment for use by the City of Fort Wayne Street Department for continued effective operations; and

WHEREAS, the Board of Public Works has, in the past, generally coordinated such leasing and has let bids therefore; and

WHEREAS, numerous bids have been let for the acquisition of various vehicles and equipment and the Common Council is expected to approve the acquisition of said various vehicles and capital equipment; and

WHEREAS, sufficient revenues are available from the City's Motor Vehicle Highway Fund to make lease rental payments on a timely basis as required for the leasing of said various vehicles and equipment; and

WHEREAS, notices will be published requesting proposals from lessors to acquire the various vehicles and equipment and to lease the same to the City, pursuant to the terms and conditions contained in the form of lease; and

WHEREAS, the proposed lease provides for fair and reasonable rental and other equitable terms and conditions and, further, that the execution of said lease will permit the use and acquisition of said various vehicles and equipment within the present financial capabilities of the City and therefore same is in the public interest; and

WHEREAS, the Common Council designates the Board of Public Works as leasing agent for the City of Fort Wayne, Indiana, for the transactions herein contemplated.

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NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, THAT:

SECTION 1. The Board of Public Works will receive bids from potential lessors for the lease of certain various vehicles and equipment on

MARCH 14, 2007.

SECTION 2. The Board of Public Works, after reviewing all of the bids submitted to it pursuant to the Notice to Bidders and the Request for Proposal, will designate the lessor of those various vehicles and equipment listed on the bids received from potential lessors for the lease of certain various vehicles and equipment listed on the attached Exhibit "A" on **MARCH 21, 2007**. The exact lessor purchase cost for the various vehicles and equipment contained on the attached Exhibit "A" shall be determined in accordance with bidding procedures of the City of Fort Wayne, if not so previously determined.

DATED: February 28, 2007

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

Exhibit A

NOTICE TO BID
STREET VEHICLE & EQUIPMENT LEASE FINANCING
02/22/07

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that sealed bids **and proposals** (as described below) will be received by the **Board of Public Works at its office in Room 420, City-County Building until 8:30 a.m. on WEDNESDAY 3/14/07**:

Street Vehicle & Equipment Lease Financing
5-year Lease
with option to purchase
for vehicles and equipment
for use by the City of Fort Wayne Street Department

The bid should be prepared for a "Non-qualified" entity under the Small Issuer Exemption tax code provisions. No bid may be withdrawn without the written consent of the Board of Public Works for a period of five (5) days after the bid opening, within which time the Board will act to choose the successful bidder. All bids shall be accompanied by a bid bond or certified check (out of state bidders must use a certified check or an Indiana surety), in the amount of FIVE percent (5%) of the bid, which check or bid shall be made payable to the City of Fort Wayne, Indiana. Should a successful bidder withdraw his or her bid, the Board may declare the bid deposit as having been forfeited and collect said amount as liquidated damages.

Each bidder must include, in a clear and concise format, the following items in their bid:

1) The cash purchase price without regard to the lease agreement for the Street vehicles and equipment.
2) The total lease rental price based on a 5-year lease period with funds to be available on or before March 30, 2007 and lease payments commencing no sooner than August 15, 2007. Bids should be submitted with semi-annual payment schedules.
3) The total amount of interest and the lease-financing factor ("interest rate") used to determine the amount of the payments must be clearly indicated.
4) Payment amortization schedules based on the above information must be submitted with the bids.
5) A provision in the lease providing for an option to purchase the Street vehicles and equipment.
6) A schedule of the option purchase price and at each time when an option may be executed.
7) A schedule of the amount of the lease rental payment which shall be credited to the lease purchase option.
8) A provision in the lease stating that it is subject to annual appropriation.

ITEM	APPROX QUANTITY	NOT TO EXCEED TOTAL COST
Two-Ton Trucks	2	$ 140,000
Single Axle Trucks	2	260,000
Motor Grader	1	200,000
Chip & Seal Roller	1	100,000
Front End Loader	1	110,000
Contingency		25,000
TOTAL		$ 835,000

Exhibit A

All necessary approvals of the City's Common Council for the acquisition of the above-listed items are forthcoming.

The date for the anticipated cash requirements for this leasing arrangement is on or before
March 30, 2007.

The Board of Public Works reserves the right to reject any and all bids for failure to comply with applicable laws and or with the instructions to Bidders. The Board of Public Works also reserves the right to waive any defect in any bid.

Board of Public Works

Regina A. Kostoff, Chair
John Suarez, Member
Ryan P. Chasey, Member

ATTEST: Marilyn Huth, Clerk

Publish 3/2 & 3/9/07 in both Fort Wayne Newspapers and 3/7/07 in Frost Illustrated

A resolution to establish a policy on the ownership, maintenance, repair, replacement and construction of "Neighborhood" markers, entryways, and monuments.

RESOLUTION #94-2-28-07-1

Whereas, hundreds of neighborhood markers, entryways, pillars and other types of monuments (hereinafter referred to as "markers") have been erected which identify and benefit neighborhoods throughout the City, and;

Whereas, many of these markers have been erected in and are still located within the City right of way, and;

Whereas, many of these markers were constructed as part of the original neighborhood development or by an interested civic group;

Whereas, neighborhood markers are separate and differentiated from City built, owned and maintained structures which benefit a larger portion of the general public, such as City entryway monuments, downtown identification structures and other similar structures, and;

Whereas; it is understood that neighborhood markers are important to the identity, historic integrity, pride, vitality, and healthy sustainability of their adjacent neighborhoods, and;

Whereas, damaged markers or those in disrepair portray a perception of neighborhood neglect, which reflects poorly on the community,

NOW, THEREFORE be it that:

The following policy dealing with markers is hereby established:

The City of Fort Wayne/Board of Public Works supports and encourages the construction and maintenance of, but does not own the markers, nor is the City responsible for their maintenance or repair. Ownership of neighborhood markers is the responsibility of the adjacent, benefiting neighborhood.

The City of Fort Wayne/Board of Public Works encourages neighborhood associations and the residents and businesses within them to become active supporters and participants in the maintenance of their neighborhood markers. The City of Fort Wayne/Board of Public Works recommends the following:

- Encourage neighborhoods to purchase monument insurance to help cover the cost of replacement or repair of damaged markers.

- Encourage eligible neighborhoods to apply for City funds for new, replacement or repair of markers.
- Encourage neighborhoods to apply for private or not-for profit foundation funds for new, damaged or replacement of neighborhood markers.
- Encourage/endorse neighborhoods to seek donations from neighborhood residents, businesses and other private donors for new, replacement or repair of neighborhood markers.
- Encourage neighborhoods to partner with local private or not for profit organizations or other civic associations to care for and maintain their neighborhood markers.

Further, the City/Board of Public Works may place priority on supporting funding efforts for those neighborhood associations with active membership and meetings, neighborhood plans, regular participation in Neighborhood Partnership meetings, Neighborhood President Meetings, and other active efforts in neighborhood sustainability.

Further, the City/Board of Public Works reserves the right to review design and location proposals for new or replaced Neighborhood Markers within the public right of way. This review will include design, location, susceptibility to damage, level of required maintenance, and expected longevity of the proposed structures.

Approved as to form and legality:

Carlia R. Case

Associate City Attorney

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

Date: February 28, 2007

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

IMPROVEMENT RESOLUTION NO. 7122-07

PUBLIC SIDEWALK CURB RAMPS PACKAGE A - 2007
WORK ORDER NO. 11972

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: : THE FOLLOWING INTERSECTIONS WITH ADA RAMPS:
Millhollow Lane and Bankbarn Place
Millhollow Lane and Old Willow Pl
Millhollow Lane and Arch Tree Place
Lake View Court and Lake Forest Drive
Lake Crest Drive and Lake Forest Drive
Lake Valley Ct and Lake Forest Drive
Canterbury Blvd and St. Joe Rd
Northgate Blvd and Old Dover Blvd
Northgate Blvd and Woodshire Blvd
Elsdale Drive and Nina Drive
Furge Drive and Nina Drive
Harrison Street and Sixth Street
Delaware Avenue and California Avenue
Lynn Avenue and California Avenue
Beacon Street and Dodge Avenue
Oak Bay Run Shadeland Ct
Oak Bay Run Brittany Place
Medallion Run and Brittany Place
Medallion Run and Laurel Hill Place
Medallion Run and Heartland Drive
Medallion Run and Woodland Springs Place
Medallion Run and Fox Orchanrd Run
Oak Bay Run and Silver Springs Run

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

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ESTIMATE OF QUANTITIES

PROJECT: Public Sidewalk Curb Ramps PKG A - 2007

DATE: 2/23/2007 RES. NO.: 7122-07

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Concrete (Includes Sidewalk, Wingwalk & Curbface Walk)	1470	SY	6.25	9187.50
2.	Removal of Curb	1530	LF	4.50	6885.00
3.	Concrete Curb Type I-B & II-A (2' Wide)	140	LF	14.00	1960.00
4	Concrete Curb Back of Sidewalk (Undistributed)	75	LF	13.00	975.00
5.	Concrete Wingwalk And Curb Ramps	760	SY	38.00	28880.00
6.	Concrete Sidewalk (4")	650	SY	26.00	16900.00
7.	Concrete Curbface Walk (6")	60	SY	30.00	1800.00
8.	Concrete Curb Type I-B (4' Wide)	60	LF	28.00	1680.00
9.	Concrete Curb Type III	320	LF	14.00	4480.00
10.	Line, Thermoplastic, Solid, White, 6 in (Undistributed)	40	LF	3.50	140.00
11.	Grind - 6" Crosswalk Line (Undistributed)	40	LF	0.50	20.00
12.	Adjust Casting To Grade	17	EA	150.00	2550.00
13.	Furnish and Adjust Casting Type " C "	16	EA	450.00	7200.00
14.	Curb for Back of Wingwalk (Undistributed)	75	LF	13.00	975.00
15.	Water Valves Adjusted To Grade	5	EA	15.00	75.00
16.	Bed Course Material	240	TON	15.00	3600.00
17.	Top Soil	128	TON	15.00	1920.00
18.	Mulched Seeding	499	SY	2.00	998.00
19.	Construction Signs Type "A"	32	EA	50.00	1600.00
20.	Fertilize Trees	2	EA	40.00	80.00
21.	Maintenance of Traffic	1	LS	4000.00	4000.00
22.	Mobilization and Demobilization	1	LS	3500.00	3500.00
23	Concrete/Asphalt Pavement Repair	13.5	SY	30.00	405.00
24					

SUB-TOTAL:	99810.50
E&I @25%	24952.63
TOTAL:	124763.13

Adopted this 28th day of February, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

IMPROVEMENT RESOLUTION NO. 7121-07

SURFACE MILLING FOR STREET DEPARTMENT
WORK ORDER NO. 11984

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: BY THE MILLING OF ASPHALT TO A SPECIFIED DEPTH TO ACCEPT NEW ASPHALT PAVEMENT TO BE PLACED BY CITY OF FORT WAYNE STREET DEPARTMENT.

CORTO CALLE: BELLO DR TO TERMINUS
GEORGETOWN NORTH BLVD: MAPLECREST RD TO EAST STATE BLVD
HANOVER DR: WAYNE ST TO R/R
HOME AVE: BROADWAY TO BEAVER AVE
KROEMER RD: U.S. 30 WEST TO 850' SOUTH OF U.S. 30
SOVERIGN DR: COUNTESS DR TO MONARCH DR
MONARCH DR: CORONET DR TO EAST TERMINUS
NUTTMAN AVE: BROOKLYN AVE TO WENONAH LANE
SERENITY DR: TO DECATUR RD TO EAST TERMINUS
SOUTH WAYNE AVE TO BEECHWOOD DR TO CREIGHTON AVE
WALLACE ST: CALHOUN ST TO WEBSTER ST
WILDWOOD AVE: BROADWAY TO BEAVER AVE
WILDWOOD AVE: LAFAYETTE ST TO WARSAW AVE

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 28th day of February, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: STREET DEPT - ASPHALT MILLING
DATE: 2-20-2007
BID DATE: 3-21-07

RES. NO.: 7121-07
W.O. NO.: 11984

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	SURFACE MILLING, ASPHALT	36,210	SY	$1.70	$61,557.00
2.	MOBILIZATION AND DEMOBILIZATION	1	LS	$3,800.00	$3,800.00
3.	MAINTENANCE OF TRAFFIC	1	LS	$3,400.00	$3,400.00
4.	CONSTRUCTION SIGNS TYPE "A" WITH CONSTRUCTION WARNING LIGHT TYPE "A"	30	EA	$36.00	$1,080.00

SUB-TOTAL:	$69,837.00
E&I @16%	$11,173.92
TOTAL:	**$81,010.92**

IMPROVEMENT RESOLUTION NO. 7117-07

RESURFACING PACKAGE B - 2007
WORK ORDER NO. 11953

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: RESURFACING DISTRICTS 1, 2, & 3:

PRINCETON AVE: PURDUE DRIVE TO 2511 PRINCETON AVE
CHEROKEE ROAD: TYLER AVE TO EAST SIDE of RUMSEY
SPRUNGER AVE: SPRING ST TO NORTHERN TERMINUS
ST. MARYS AVE: FOURTH ST TO SPRING ST
COLDWATER ROAD: COLISEUM BOULEVARD TO NOBLE DR East Side Only Underdrain
WARWICK: STONY RUN LA TO NORTHCREST DR.
NORTHCREST DR. SOUTHERN TERMINUS TO CATALINA AVE.
NETTIE AVENUE: EADE AVE TO PLEASANT AVE
STADIUM DR: NORTH SIDE DR TO PLEASANT AVE
FLORIDA DR: NEVADA AVE TO DELAWARE AVE
FLORIDA DR: CRESCENT AVE TO STATE BOULDVARD
DELAWARE AVE: 100 ' W. of KENTUCKY TO CRESCENT AVE
CURDES AVE: CRESCENT AVE TO KENTUCKY AVE
KENWOOD AVE: CRESCENT AVE TO 1717 KENWOOD AVE
NORTHLAWN DR: WOODROW AVE TO ADDISON AVENUE
ADDISON AVE: VANCE AVE TO ST. JOE RIVER DR
RIVER FOREST DR: VANCE AVE TO ST. JOE RIVER DR
KIRKFIELD DR: MARIGOLD DR TO TRIER ROAD
MARIGOLD DR: KIRKFIELD DR TO CUL - DE - SAC
EASTWICK DR: CORBY DR TO PRESTON DR
PRESTON DR: CAMELOT DR TO EASTWICK DR
BERKLEY AVE: STATE BLVD TO EASTWICK DR
CORBY DR: CAMELOT DR TO EASTWICK DR
CAMELOT DR: CORBY DR TO PRESTON DR
FINCHLEY COURT: CUL- DE-SAC TO CUL-DE-SAC
BRIAN DR: MAPLECREST ROAD TO 6014 BRIAN DR
WILLSHIRE ESTATES DR.: TRIER ROAD TO CUL - DE - SAC
BERRY: HARRISON TO WEBSTER
ORDWAY DR: 75' W of SKYHAWK TO SKYHAWK DR.
TURKEY RUN DR: 7203 TURKEY RUN TO 7332 TURKEY RUN
BEAR PAW DR: WHITE EAGLE DR TO 1924 BEAR PAW DR
LONDONDERRY LANE: 6320 LONDONDERRY EAST PL TO ROCKINGHAM
LONDONDERRY LANE: SAXTON RUN TO EASTERN TERMINUS
SAXTON RUN: 6926 SAXTON RUN TO SOUTHERN TERMINUS
SULLIVAN'S COURT: LONDONDERRY LANE TO SOUTHERN TERMINUS
KENTUCKY AVE: 100 ' N. of DELAWARE TO TENNESSEE AVE
FOURTH STREET: CLINTON TO SPY RUN CREEK
RIDGEWOOD DR: NEWPORT AVE TO PARNELL AVE
FLORENCE AVE: ANDREW ST HENSCH ST

CLINGMAN'S TRAIL: WINDNG WAY DR.TO 7415 CLINGMAN'S TRAIL
FOREST GLEN COURT: LAKE FOREST DR TO CUL - DE - SAC
MOWHAWA DR: KENDAWA DR 85' E AST TO SKYHAWK DR.
MAPLECREST ROAD: NORTH of BENNINGTON DR. TO SOUTH of MONARCH DR.
REVERE PLACE: ST. JOE CENTER ROAD TO 6604 REVERE PLACE
CONWAY CT: CROWDER TO CUL - DE - SAC
SPRINGBROOK DR: GLENOAK PARKWAY TO WISHINGWELL COURT
WISHINGWELL COURT: CUL - DE - SAC TO COUNTRYDALE DR

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 28th day of February, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Resurfacing PKG - B 2007 RES. NO.: 7117-07
Distrist 1 , 2 & 3
DATE:

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	SURFACE MILLING, BITUMINOUS	127395	SY	1.40	178353.00
2.	BITUMINOUS MATERIAL FOR TACK COAT	46	TON	175.00	8050.00
3.	BITUMINOUS BINDER NO 11, H.M.A.	4750	TON	54.00	256500.00
4.	BITUMINOUS BINDER NO 9, H.M.A.	3995	TON	44.00	175780.00
5.	BITUMINOUS SURFACE NO 12, H.M.A.	7120	TON	60.00	427200.00
6.	BITUMINOUS MIXTURE FOR PATCHING	468	TON	70.00	32760.00
7.	BITUMINOUS MIXTURE FOR APPROACHES FOR SIDE STREETS	200	TON	65.00	13000.00
8.	WATER VALVE (ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	15	EA	35.00	525.00
9.	WATER VALVE (FURNISH AND ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	5	EA	75.00	375.00
10.	CASTINGS (ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	40	EA	185.00	7400.00
11.	CASTINGS (FURNISH AND ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	5	EA	450.00	2250.00
12.	UNDERDRAIN, 6" PERFORATED PLASTIC GROUP K PIPE (INCL. # 8 AGGREGATE BACKFILL)	450	LF	20.00	9000.00
13.	REMOVAL OF R/R RAILS SET	1	EA	1000.00	1000.00
14.	TRANSVERSE MARKINGS, THERMOPLASTIC, WHITE CROSS WALK LINE, 6"	615	LF	1.50	922.50
15.	PAVEMENT MARKING, WHITE, THERMOPLASTIC, 24" STOP BAR	180	LF	5.00	900.00
16.	TYPE I PAVEMENT MARKING TAPE, YELLOW OR WHITE 4"	300	LF	1.00	300.00
17.	TYPE II PAVEMENT MARKING TAPE, YELLOW OR WHITE 4"	300	LF	0.40	120.00
18.	PAVEMENT MARKING PAINT, YELLOW OR WHITE 4"	300	LF	1.00	300.00
19.	PAVEMENT MARKING, SOLID WHITE, THERMOPLASTIC, 4" LANE LINE	880	LF	1.00	880.00
20.	PAVEMENT MARKING, SOLID YELLOW, CENTERLINE THERMOPLASTIC, 4"	2340	LF	1.00	2340.00
21.	PAVEMENT MARKING, BROKEN WHITE, THERMOPLASTIC, 4" LANE LINE	420	LF	1.00	420.00
22.	PAVEMENT MARKING, BROKEN YELLOW, THERMOPLASTIC, 4" LANE LINE	250	LF	1.00	250.00
23.	PAVEMENT MARKING, "ONLY", WHITE, THERMOPLASTIC	4	EA	90.00	360.00
24.	PAVEMENT MARKING, COMBINATION (THUR / RIGHT TURN) "ARROWS", WHITE THERMOPLASTIC	3	EA	140.00	420.00
25.	PAVEMENT MARKING, "ARROW",WHITE, THERMOPLASTIC	6	EA	70.00	420.00
26.	SPECIAL PAVEMENT MARKINGS 4" SOLID WHITE (PARKING STALLS)	200	LF	1.50	300.00
27.	SAW SLOT FOR ROADWAY LOOP AND SEALER	430	LF	10.00	4300.00
28.	SIGNAL LOOP CABLE, ROADWAY LOOP, 1C / 14 GA.	1440	LF	0.50	720.00
29.	MAINTENANCE OF TRAFFIC	1	LS	40000.00	40000.00
30.	MOBILIZATION AND DEMOBILIZATION	1	LS	20000.00	20000.00

SUB-TOTAL:	1185145.50
E&I @6%	71108.73
TOTAL:	**$1,256,254.23**

BOARD OF STORMWATER MANAGEMENT
CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. 94-3-7-07-1

RECOMMENDING CHANGES TO CHAPTER 53 OF THE FORT WAYNE CODE OF ORDINANCES TO COMPLY WITH REQUIREMENTS OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) STORMWATER MANAGEMENT PROGRAMS

WHEREAS, in 1999 the Federal government finalized NPDES stormwater regulations requiring that communities such as Fort Wayne begin to implement programs to improve the quality of stormwater runoff being discharged to rivers and streams and in 2003 the Indiana Department of Environmental Management finalized "Rule 13" (327 IAC 15-13) delegating authority for stormwater quality management programs to local governments; and

WHEREAS, Indiana Administrative Code requires that communities having a designated Municipal Separate Storm Sewer System (MS4) adopt an ordinance containing provisions of 327 IAC 15-5 (Rule 5) that establishes and enforces a program to control polluted runoff from construction activities on sites with land disturbance of greater than or equal to one acre or that meet other requirements for size; and

WHEREAS, Indiana Administrative Code further requires that MS4 communities develop, implement, manage and enforce a program to address discharges of stormwater from new development and redevelopment areas that disturb one acre or more of land aimed at long-term stormwater quality improvement, and that said communities use an ordinance to implement planning procedures to promote improved water quality; and

WHEREAS, the Fort Wayne Department of Stormwater Management is further required by Indiana Administrative Code to expand its existing program to detect and eliminate illicit discharges to the stormwater conveyance system and must include procedures for detection, notification and enforcement.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF STORMWATER MANAGMENT OF THE CITY OF FORT WAYNE, INDIANA THAT:

The Board of Stormwater Management intends to comply with the laws of the State of Indiana and recommends to the Common Council of the City of Fort Wayne that appropriate amendments to Chapter 53 of the Fort Wayne Municipal Code be adopted to implement requirements for a Construction Site Erosion/Runoff Control program, a Post-Construction Runoff Control program and an Illicit Discharge Detection and Elimination program as outlined in Indiana Administrative Code.

Approved this 7th day of March, 2007.

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FORT WAYNE, INDIANA
BOARD OF STORMWATER MANAGEMENT

Greg Meszaros, Chairman

John Suarez
John Suarez, Member

Regina A.
~~Ryan F. Chasey~~, Member
Regina A.

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

Summary of Proposed Changes to Chapter 53 -- Stormwater

Three main areas addressed:

- **Construction Site Erosion/Runoff Control (new)**
- **Post-Construction Runoff Control (new)**
- **Illicit Discharge Detection and Elimination (revised and expanded)**

Main purpose of the local legislation is to bring City of Fort Wayne into compliance with Indiana General Permit requirements under which urbanized areas must take responsibility for storm water quality management as part of NPDES Stormwater Phase II.

- Delegates authority for implementation and enforcement to the Fort Wayne Department of Stormwater Management (DSM).
- Gives the DSM the authority require construction site erosion control for any land disturbance of one acre or more. This has been in effect since 2002 but was under the authority of the Soil and Water Conservation District. State funding for staff in SWCD offices for this program has been eliminated as local units of government are assuming these responsibilities.

Construction Site Erosion/Runoff Control:

- Establishes requirements for management of the quality of stormwater discharges from construction sites.
- Requires that construction site operators develop, submit to Fort Wayne and then implement an approved stormwater pollution prevention plan in order to get a permit to disturb an acre or more of land.
- Outlines how DSM will determine if a permit is needed – based on size of development and development type.
- Defines the responsibilities of the project site owner including: submit a plan explaining how construction site erosion will be managed, submit required forms to IDEM, apply for land disturbance permit to be issued by DVS, implement construction site erosion control plan, ensure that construction site activities comply with plan, notify City and IDEM when construction is complete.
- Establishes general requirements for stormwater quality control as outlined in Indiana Administrative Code Rule 5 which was enforced by SWCD in the past.
- Gives DSM authority to inspect construction sites for compliance with ordinance and approved plan for erosion control.
- Requires that project site owners monitor their construction sites after every one-half inch rainfall and at lest once per week and have reports documenting any erosion issue on site for inspection by DSM. All reports must be available within 48 hours if requested by DSM.
- Gives DSM the authority to require compliance through a series of tiered enforcement mechanisms including:
    - Verbal warning to make corrections;
    - Written warning to make corrections in a specified period of time;
    - Warning of non-compliance with requirement to make corrections immediately;
    - Stop Work Order;
    - Suspension of access to stormwater drainage system
    - Civil penalties and fines of up to $2,500 per day.

Post-Construction Runoff Control

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- Establishes requirements for management of the quality of stormwater discharges from developed sites of one acre or more (just as we currently have requirements for stormwater quantity control for developed sites, this portion of the ordinance establishes requirements for stormwater quality control).
- Requires that when a construction site operator develops and submits a stormwater pollution prevention plan to Fort Wayne in order to get a permit to disturb an acre or more of land the plan must also include post-construction runoff control measures.
- Outlines how DSM will determine if a permit is needed – refers to the same criteria as outlined in the Construction Site section.
- Defines the responsibilities of the project site owner including: ensure that a post construction plan is submitted and approved that includes the placement of approved best management practices and ensures proper construction and installation of approved BMPs.
- Requires that upon completion of construction activities, stormwater quality facilities shall be perpetually maintained by the property owner (or designated entity) in compliance with approved maintenance procedures and schedules.
- Gives DSM authority to inspect the BMPs.
- Gives DSM the authority to require compliance through a series of tiered enforcement mechanisms including:
  - Verbal warning to make corrections;
  - Written warning to make corrections in a specified period of time;
  - Warning of non-compliance with requirement to make corrections immediately;
  - Stop Work Order;
  - Suspension of access to stormwater drainage system
  - Civil penalties and fines of up to $2,500 per day.

Illicit Discharge Detection and Elimination

- Chapter 53 as it currently exists declares that it is a violation of the ordinance to allow the discharge of domestic sewage, industrial waste or polluting substances into a waterway of the United States.
- The proposed revisions provide greater detail and clarify the definitions of illegal discharges and illicit connections.
- Requires that storage of hazardous or toxic material have adequate protection to prevent such material from entering a stormwater conveyance.
- Gives DSM the ability to enter private property to inspect facilities for illicit connections and discharges and allows DSM to install monitoring equipment on private property.
- Requires the use of best management practices to protect the stormwater conveyance system from polluting substances.
- Requires private property owners to keep waterways that flow through their property free from obstructions and pollution.
- Outlines procedures for reporting hazardous material spills.
- Gives DSM authority to inspect construction sites for compliance with ordinance and approved plan for erosion control.
- Gives DSM the authority to require compliance through a series of tiered enforcement mechanisms including:
  - Verbal warning to make corrections;
  - Written warning to make corrections in a specified period of time;
  - Warning of non-compliance with requirement to make corrections immediately;
  - Performance of monitoring, analysis and reporting;
  - Stop Work Order;

- Suspension of access to stormwater drainage system
- Civil penalties and fines of up to $2,500 per day.

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: February 26, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payment with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$1,460,726.00** to be paid from 2005 State Revolving Funds. These expenses are for the WPCP Primary Clarifiers Project – W.O. 74742 and the WPCP Dechlorination Project – W.O. 75003.

Draw #96	Barton Malow Co. & National City Bank	$ 1,307,287.00
Draw #97 & 100	CH2M Hill	73,368.00
Draw #98 & 101	Donohue & Assoc.	45,858.00
Draw #102	Hagerman Inc.	30,213.00
Draw #99	Vulcan Industries Inc.	4,000.00
	Total SRF Payments	**$ 1,460,726.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

March 7, 2007

Date

IMPROVEMENT RESOLUTION NO. 7118-07

PARK STATE EAST ADDITION SIDEWALK, PHASE II
WORK ORDER NO. 11990

CEDIT NEIGHBORHOOD/REVOLVING BARRETT LAW

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve: OKLAHOMA TRAIL FROM GOEGLEIN ROAD TO MONTANA DRIVE, AND MONTANA DRIVE FROM WYOMING PASS TO 3502 MONTANA DRIVE WITH NEW SIDEWALKS AND DRIVE APPROACHES, SPOT REPAIR OF CONCRETE STREET PAVEMENT AND MULCHED SEEDING RESTORATION.

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for SIDEWALKS AND DRIVE APPROACHES shall be assessed 60% on the real estate abutting on said improvements and 40% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement and the cost for SPOT REPAIR OF CONCRETE STREET PAVEMENT shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 7th day of March, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Park State East Addition Sidewalk, Phase II RES. NO.: 7118-07
Oklahoma Trail
DATE: 4/10/07

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Concrete	1610	SY	6.00	9660.00
2.	Removal ofPavement	780	SY	6.00	6960.00
3.	Concrete Sidewalk (4")	1000	SY	23.00	23000.00
4.	Concrete Pavement For Residential Drives (6")	580	SY	28.00	16240.00
5.	Concrete Wingwalk And Curb Ramps	30	SY	50.00	1500.00
6.	Cement Concrete pavement,Plain 6" Incl."type I-A curb"	780	SY	24.00	18720.00
7.	Compacted aggregate for base "O" - #53	130	TON	12.00	1560.00
8.	Bed Coarse Material	250	TON	15.00	3750.00
9.	Furnished & Adjusted To Grade Casting Type C	4	EA	475.00	1900.00
10.	Water Valve, Adjusted To Grade	5	EA	20.00	100.00
11.	Casting Adjust To Grade	2	EA	150.00	300.00
12.	Tree Removal	4	EA	1100.00	4400.00
13.	New Sugar Maple (2 1/2" DIA.)	4	EA	400.00	1600.00
14.	Tree Root Grinding	10	EA	40.00	400.00
15.	Fertilize Tree	28	EA	50.00	1400.00
16.	Top Soil	180	TON	15.00	2700.00
17.	Mulched Seeding	625	SY	2.00	1250.00
18.	Construction Sign Type "A"	6	EA	70.00	420.00
19.	Standard Barricade, Type III	4	EA	100.00	400.00
20.	Mobilization and Demobilization	1	LS	4813.00	4813.00
21.	Maintenance of Traffic	1	LS	3850.40	3850.40

SUB-TOTAL:	104923.40
E&I @16%	16787.74
TOTAL:	**$121,711.14**

Revised: 02-13-04

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IMPROVEMENT RESOLUTION NO. 7115-07

RESURFACING PACKAGE A - 2007
WORK ORDER NO. 11952

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: RESURFACING APPROXIMATELY 5.95 MILES ON VARIOUS STREETS IN 4, 5, AND 6 DISTRICTS TO INCLUDE ASPHALT MILLING, BASE PATCHING, REPLACEMENT OF BINDER AND SURFACE ASPHALT, PAVEMENT MARKINGS AND TRAFFIC LOOPS. STONE BURM ON NORTH BEND

DISTRICT - 4TH
CONSTITUTION DR.: MAGNAVOX TO WESTERN TERMINUS
ROSE ANN PKWY.: BRIARBROOK LN. TO 7526 ROSE ANN PKWY.
EDENTON: KENTON TO DRESDEN
KENTON: N. GLENDALE TO EDENTON
DRESDEN: EDENTON TO N. GLENDALE DRIVE
REWILL: ILLINOIS RD. TO END OF CUL-DE-SAC
LOUGH NEST: N. WASHINGTON TO DEAD END
NORTH BEND: NORTH GLENDALE DR. TO EAST - TO DEAD END
NORTH BEND: NORTH GLENDALE DR. WEST TO JEFFERSON
ORCHARD: CORVALIS TO 6108 ORCHARD

DISRICT - 5TH
TAYLOR: STRATHMORE TO WEST/ST MARY'S BRIDGE
FOX: TAYLOR TO DEWALD
FOX: CREIGHTON TO GUILDFORD
GUILDFORD: FOX TO SOUTH WAYNE
SUTTENFIELD: HOAGLAND TO WEBSTER
SUTTENFIELD: CALHOUN TO CLINTON
COTTAGE: SOUTH WAYNE TO BROADWAY
BROADWAY: WASHINGTON TO JEFFERSON

DISTRICT - 6TH
OLIVER: COLERICK TO OXFORD
LILLIE: MILAN TO PONTIAC
BARRINGTON: LONA TO ARGYLE
EUCLID: PONTIAC TO OXFORD
CENTRAL: PONTIAC TO OXFORD
OLIVER: PONTIAC TO MCKEE
OLIVER: RUDISILL TO MCKINNIE

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 7th day of March, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

PROJECT: RESURFACING PKG. "A" 2007 RES. NO.: 7115-07

DATE: MARCH 8, 2007 W.O. NO.: 11952

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1	SURFACE MILLING, BITUMINOUS	93641	SY	1.40	131097.40
2	BITUMINOUS MATERIAL FOR TACK COAT	50	TON	225.00	11250.00
3	BITUMINOUS BINDER NO 8 OR 9, H.M.A.	7315	TON	48.00	351120.00
4.	BITUMINOUS SURFACE NO 11, H.M.A.	1457	TON	54.00	78678.00
5	BITUMINOUS SURFACE NO 12, H.M.A.	4980	TON	60.00	298800.00
6	BITUMINOUS MIXTURE FOR PATCHING No 5D, H.M.A.	722	TON	70.00	50540.00
7	BITUMINOUS MIXTURE FOR APPROACHES FOR SIDE STREETS	1337	TON	57.00	76209.00
8	WATER VALVE (ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	15	EA	50.00	750.00
9	WATER VALVE (FURNISH AND ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	2	EA	100.00	200.00
10	CASTINGS (ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	20	EA	250.00	5000.00
11	CASTINGS (FURNISH AND ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	3	EA	425.00	1275.00
12	COMPACTED AGG. TYPE O, SIZE #73, FOR STONE, SHOULDERS, NORTH BEND DRIVE ONLY	100	LF	18.00	1800.00
13	4" PAVEMENT MARKING, SOLID WHITE, THERMOPLASTIC, LANE LINE	1000	LF	1.00	1000.00
14	4"' SOLID YELLOW THERMOPLASTIC CENTERLINE	5300	LF	1.00	5300.00
15	PAVEMENT MARKING, WHITE, CROSSWALK LINE, 6" THERMOPLASTIC	485	LF	1.00	485.00
16	4" BROKEN YELLOW THERMOPLASTIC LANE LINE	900	LF	1.00	900.00
17	PAVEMENT MARKING, WHITE, THERMOPLASTIC, 24" STOP BAR, INCLUDING AT FIRE STATION	175	LF	5.00	875.00
18	PAVEMENT MARKING, "RIGHT ARROW", WHITE, THERMOPLASTIC	2	EA	100.00	200.00
19	PAVEMENT MARKING, "LEFT ARROW", WHITE, THERMOPLASTIC	21	EA	100.00	2100.00
20	12" YELLOW THERMOPLASTIC CROSSHATCH TRANSVERSE MARKING	220	LF	5.00	1100.00
21	8" YELLOW THERMOPLASTIC TRANSVERSE MARKING	815	LF	5.00	4075.00
22	TYPE I, 4" TEMPORARY SOLID WHITE LANE LINE FOR EA. PASS, 4' LINE 36' GAP (REMOVABLE)	550	LF	0.50	275.00
23	TYPE I, 4" TEMPORARY SOLID YELLOW LANE LINE FOR EA. PASS, 4' LINE 36' GAP (REMOVABLE)	500	LF	0.50	250.00
24	PAVEMENT MARKING, "RAIL ROAD (R/R) "CROSSING, WHITE THERMOPLASTIC	4	EA	100.00	400.00
25	16" PAVEMENT MARKING, "RAIL ROAD "X" CROSSING, WHITE THERMOPLASTIC	145	LF	10.00	1450.00
26	PAVEMENT MARKING, WORD "ONLY", WHITE, THERMOPLASTIC	25	EA	100.00	2500.00
27	SAW SLOT FOR ROADWAY LOOP AND SEALER	375	LF	12.00	4500.00
28	SIGNAL LOOP CABLE, ROADWAY LOOP, 1C / 14 GA.	1230	LF	1.00	1230.00
29	2c/15 SHIELDED	620	LF	1.50	930.00
30	2" STEEL CONDUIT	50	LF	16.00	800.00
31	DETECTOR HOUSING	3	EA	550.00	1650.00
32	MAINTENANCE OF TRAFFIC	1	LS	46000.00	46000.00
33	MOBILIZATION AND DEMOBILIZATION	1	LS	55000.00	55000.00

SUB-TOTAL:	1137739.40
E&I @ 6%	$68,264.36
TOTAL:	**$1,206,003.76**

BID

PROJECT: RESURFACING PKG. "A" 2007

RES. NO.: 7115-07

DATE:

W.O. NO.: 11952

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	SURFACE MILLING, BITUMINOUS	93711	SY		
2.	BITUMINOUS MATERIAL FOR TACK COAT	50	TON		
3.	BITUMINOUS BINDER NO 8 OR 9, H.M.A.	7299	TON		
4.	BITUMINOUS SURFACE NO 11, H.M.A.	1478	TON		
5.	BITUMINOUS SURFACE NO 12, H.M.A.	4965	TON		
6.	BITUMINOUS MIXTURE FOR PATCHING No 5D, H.M.A.	722	TON		
7.	BITUMINOUS MIXTURE FOR APPROACHES FOR SIDE STREETS	1337	TON		
8.	WATER VALVE (ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	15	EA		
9.	WATER VALVE (FURNISH AND ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	2	EA		
10.	CASTINGS (ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	20	EA		
11.	CASTINGS (FURNISH AND ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	3	EA		
12.	PAVEMENT MARKING, WHITE, THERMOPLASTIC, 4"	2600	LF		
13.	TYPE II PAVEMENT MARKING TAPE, YELLOW OR WHITE 4" COVERABLE	2000	LF		
14.	PAVEMENT MARKING, SOLID WHITE, THERMOPLASTIC, 4" LANE LINE	350	LF		
15.	PAVEMENT MARKING, SOLID YELLOW, CENTERLINE THERMOPLASTIC, 4" LINE 36' GAP	11000	LF		
16.	PAVEMENT MARKING, WHITE, CROSSWALK LINE, 6"	950	LF		
17.	TYPE I PAVEMENT MARKING TAPE, YELLOW OR WHITE REMOVABLE	2000	LF		
18.	PAVEMENT MARKING, WHITE, THERMOPLASTIC, 24" STOP BAR	275	LF		
19.	PAVEMENT MARKING, "ARROW",WHITE, THERMOPLASTIC	25	EA		
20.	PAVEMENT MARKING, "RAIL ROAD "R "CROSSING, WHITE THERMOPLASTIC	8	EA		
21.	PAVEMENT MARKING, "RAIL ROAD "X" CROSSING, WHITE THERMOPLASTIC	8	EA		
22.	PAVEMENT MARKING, "ONLY", WHITE, THERMOPLASTIC	25	EA		
23	SAW SLOT FOR ROADWAY LOOP AND SEALER	1000	LF		
24	SIGNAL LOOP CABLE, ROADWAY LOOP, 1C / 14 GA.	3500	LF		
25	MAINTENANCE OF TRAFFIC	1	LS		
26	MOBILIZATION AND DEMOBILIZATION	1	LS		

TOTAL: ____________

CONTRACTOR WILL BE PAID ON MEASURED QUANTITIES ONLY, AT UNIT PRICE BID.
ALL WORK MUST BE COMPLETED BY: 10-Aug-07
NOTE:ANY FORM OF CORRECTION WITHIN THE AREA OF UNIT PRICES, EXTENSIONS, OR TOTAL ON THIS BID MUST BE INITIALED BY THE BIDDER AND WILL BE NOTED AT THE TIME OF OPENING.

Contractors Signature

IMPROVEMENT RESOLUTION NO. 7127-07

Old Mill Road Concrete Street Improvement
WORK ORDER NO. 12004

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: OLD MILL ROAD FROM PETTIT AVENUE TO OLD FARM CIRCLE BY RECONSTRUCTION OF THE EXISTING CONCRETE PAVEMENT AS NEEDED.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 14th day of March, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Old Mill Rd. Concrete St. Repairs RES. NO.: 7127-07

DATE: 3/6/2007 W.O. NO.: 12004

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal ofPavement	1950	SY	7.00	13650.00
2.	Cement Concrete pavement,Plain 6"	1950	SY	27.00	52650.00
3.	Type "O" Compacted Aggregate for Base, No.53	325	TON	15.00	4875.00
4.	Backfill For Behind Curbs	80	TON	6.00	480.00
5.	Top Soil	40	TON	15.00	600.00
6.	Mulched Seeding	350	SY	2.00	700.00
7.	Castings Type "C" Furnished & Adjusted to Grade	3	EA	450.00	1350.00
8.	Construction Signs, Type A With Construction Warning Light Type A	3	EA	175.00	525.00
9.	Type III Barricades	8	EA	80.00	640.00
10.	Type III Barricades With Type "B" Signs	8	EA	100.00	800.00
11.	Mobilization and Demobilization	1	LS	5000.00	5000.00
12.	Maintenance of Traffic	1	LS	5000.00	5000.00

SUB-TOTAL:	86270.00
E&I @16%	13803.20
TOTAL:	**$100,073.20**

Revised: 02-13-04

A RESOLUTION approving Property Management Department
signature authority for Fort Wayne City Plan Commission
Development Plan Application

#94-3-14-07-2

WHEREAS, The City of Fort Wayne owns a platted, but undedicated street (Oriole Street) in Ridgewood Addition in the City of Fort Wayne, Allen County, Indiana.

WHEREAS, The City of Fort Wayne Property Management Department has been asked to sign a Fort Wayne City Plan Commission Development Plan Application at the request of TJH Properties to initiate a request to develop and rezone this area.

WHEREAS, This request simply allows the above referenced process to begin.

NOW, THEREFORE, the Board of Public Works of the City of Fort Wayne, Indiana, hereby approves TJH Properties request and authorizes the City's representative to sign said application.

Signed this 14th day of March, 2007.

CITY OF FORT WAYNE

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

Date: March 14, 2007

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

MAYFLOWER INVESTMENT GROUP, LLC
235 E. Superior Street
Fort Wayne, Indiana 46802

March 7, 2007

Dan Brenner, City Property Manager
City of Fort Wayne
One Main Street
Fort Wayne, Indiana 46802

IN RE: Club Soda Expansion

Dear Dan:

This letter is to confirm our discussions over the past several months with regard to Mayflower Investment Group, LLC's interest in expanding Club Soda by adding a roof deck to the existing patio in order to allow for roof top dining and to enclose the existing patio with transparent moveable panels in order to allow for year round dining. We also request an additional 30 X 70 feet of the parking lot immediately west of the existing patio wherein we would like to create a new patio. With the City's permission, we propose to make the foregoing improvements to the leased premises at 235 E. Superior Street in three phases wherein we would construct the roof deck over the existing patio in the first phase of the project to be completed by May 15 to June 1, 2007, to enclose the existing patio with transparent moveable panels in phase two of the project on or about January, 2008 and to create the new patio sometime in the spring of 2008. We have selected Schenkel & Sons, Inc. to construct this expansion and I have enclosed a copy of a letter from Schenkel & Sons, Inc. dated February 22, 2007 generally describing the scope of the project. I have enclosed rough drawings of the proposed expansion and I am advised that Schenkel with have preliminary drawings and specifications available on March 12, 2007. Mayflower Investment Group, LLC would assume responsibility for the costs of the above-mentioned improvements and we will request a facade grant from the City with regard to phase one and phase two of the project.

Presently, we have a meeting scheduled for March 12, 2007 at 4:00 p.m. at Club Soda in order to meet with Clete Schenkel, President of Schenkel & Sons, with you and with Dan Carmody. I am forwarding a copy of this letter to Ben Roussel and would very much like for him or his representative to be available for this meeting, if possible, as we would very much like for the Planning Department to consider our request at its next Wednesday meeting.

Thank you very much for all of your assistance with this project.

Very Truly Yours,

Douglas E. Ulmer

DEU:lad

cc: Dan Carmody
Ben Roussel
Sharon Feasel

AWARD: **Resolution #94-2-21-07-1, 2007 Vehicle & equipment Lease Financing to Chase Equipment Leasing in the amount of $4,550,000.00**

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

Date: March 14, 2007

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

2007 Vehicle an[illegible]uipment Lease

Principal Amount: $ 4,550,000

SEMI-ANNUAL PAYMENTS

	BID BOND INCL	INT RATE	RATE EXPIR	CARRYING CHARGES 3/19/07-7/15/07	# OF PYMTS	STATED SEMI-ANNUAL PAYMENT	CALCULATED TOTAL PAYMENTS	STATED TOTAL PAYMENTS	TOTAL PYMTS INCL CARYNG CHRGS	TOTAL COST OF FINANCING	
Banc of America	YES	4.000%	7/15/2007	$0.00	10	$503,051.50	$5,030,515.00	$5,030,515.00	$5,030,515.00	$480,515.00	FIXED-5 Yr US Treasury Obligations x .95 basis pts
Chase Equipment Leasing	**YES**	**3.6998%**	**3/19/2007**	**$0.00**	**10**	**$499,320.63**	**$4,993,206.30**	**$4,993,206.30**	**$4,993,206.30**	**$443,206.30**	**Lessors cost of funds**
Koch Financial	YES	4.070%	3/19/2007	$0.00	10	$503,865.18	$5,038,651.80	$5,038,651.80	$5,038,651.80	$488,651.80	Escrow $750
Star Financial Bank	YES	6.350%	3/19/2007	$0.00	10	$533,292.48	$5,332,924.80	$5,332,924.80	$5,332,924.80	$782,924.80	Letter and Amortization schedule do not match. Used lower number on this tabsheet.
Wells Fargo	NO	3.980%	3/19/2007	$0.00	10	$502,758.46	$5,027,584.60	$5,027,584.60	$5,027,584.60	$477,584.60	Bid bond sent to wrong vendor

	Equipment:			
83 Pol	Police Cruisers	76 Marked, 7 Unmarked incl equip	2,868,868	Police
10 Pol	Mobile Data Terminals		64,430	Police
Pol	All Wheel Drive Van		24,705	Police
4 Pol	4 x 4 SUV's		120,760	Police
6 Pol	4 x 2 SUV's		118,950	Police
8 Pol	Motorcycles		196,240	Police
6 Pol	Undercover vehicles		108,000	Police
Pol	Radar Units		26,250	Police
Pol	Modems		96,000	Police
3 AC	Cargo Vans w/equipment		89,850	Animal Control
AC	Sedan		15,500	Animal Control
AC	MiniVan		16,700	Animal Control
Fire	Mobile Data Terminals		25,500	Fire
3 Fire	Midsize SUV's		84,000	Fire
Fire	Van		24,000	Fire
2 PC	Pick Up Trucks		50,000	Parking Control
Fleet	Gas System Card Reader & Software		158,900	Fleet
4 NCED	Sedans		58,000	NCED
14 NCED	Mobile Computing Devices		100,030	NCED
St Lght	Bucket Truck		98,000	Street Lighting
2 Trans	Ford Escape Hybrids		53,000	Transportation Admin
Traff	Trouble Truck		70,000	Traffic Engineering
Traff	Sedan		20,000	Traffic Engineering
WMS	Ford F250 4 x 4 Pick Up		24,000	Weights & Measures
	Contingency		38,317	$ 4,550,000

TABSHT.XLS3/7/2007

IMPROVEMENT RESOLUTION NO. 7124-07

6TH DISTRICT CURB & SIDEWALK RECONSTRUCTION - 2007
WORK ORDER NO. 11998

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: THE FOLLOWING LOCATIONS:

BARRINGTON DRIVE FROM LONA DRIVE TO ARGYLE DRIVE BY RECONSTRUCTION OF CONCRETE CURBS, CONCRETE DRIVE APPROACHES, REHABILITATION OF STORM DRAINAGE, AND MULCH SEED RESTORTATION.

MCKINNIE AVENUE FROM REED STREET TO WINTER STREET (SOUTH SIDE ONLY), AND WARSAW STREET FROM RUDISILL BOULEVARD TO RICHARDSVILLE AVENUE (WEST SIDE ONLY) BY RECONSTRUCTION OF CONCRETE SIDEWALKS, CONCRETE DRIVE APPROACHES, AND MULCH SEED RESTORATION.

2524 PALISADE DRIVE BY RECONSTRUCTION OF CONCRETE DRIVE APPROACH, PARTIAL RECONSTRUCTION OF CONCRETE PAVEMENT, AND MULCH SEED RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 21st day of March, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: 6th DISTRICT - CURB AND WALK
[illegible]TE: 3-15-2007
BID DATE: 4-11-07

RES. NO.: 7124-07
W.O. NO.: 11998

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	REMOVAL OF CURB	1,745	LF	$5.50	$9,597.50
2.	REMOVAL OF CONCRETE	650	SY	$7.00	$4,550.00
3.	REMOVAL OF CONCRETE PAVEMENT	78	SY	$9.00	$702.00
4.	CONCRETE CURB TYPE III	46	LF	$16.00	$736.00
5.	CONCRETE CURB TYPE I-B	1,690	LF	$16.00	$27,040.00
6.	CONCRETE ADA CURBRAMPS	22	SY	$36.00	$792.00
7.	CONCRETE SIDEWALK (4")	242	SY	$25.00	$6,050.00
8.	CONCRETE PAVEMENT FOR RESIDENTIAL DRIVE	470	SY	$32.00	$15,040.00
9.	CEMENT CONCRETE PAVEMENT, PLAIN, 6 INCHES (7-BAG MIX W / SUPERPLASTICIZER)	78	SY	$34.00	$2,652.00
10.	BACKFILL BEHIND CURB	110	TON	$8.00	$880.00
11.	BED COURSE MATERIAL	140	TON	$10.00	$1,400.00
12.	TOPSOIL	188	TON	$15.00	$2,820.00
13.	MULCHED SEEDING RESTORATION	1,065	SY	$1.50	$1,597.50
14.	COMPACTED AGGREGATE FOR BASE TYPE "O" NO. 53 STONE	18	TON	$18.00	$324.00
15.	CASTING, TYPE "C" (FURNISHED AND ADJUSTED TO GRADE)	2	EA	$375.00	$750.00
16.	CASTING, TYPE "C" (ADJUST TO GRADE)	3	EA	$200.00	$600.00
17.	WATER CURB BOX (ADJUST TO GRADE)	9	EA	$40.00	$360.00
18.	UNDERDRAIN, 6" PERFORATED PLASTIC, GROUP "K"	1,700	LF	$8.00	$13,600.00
19.	CONSTRUCTION SIGNS TYPE "A"	12	EA	$80.00	$960.00
20.	PLASTIC DRUMS WITH FLASHERS	44	EA	$18.00	$792.00
21	MAINTENANCE OF TRAFFIC	1	LS	$4,200.00	$4,200.00
22	MOBILIZATION AND DE-MOBILIZATION	1	LS	$4,500.00	$4,500.00
23	TREE FERTILIZE	22	EA	$46.00	$1,012.00

SUB-TOTAL:	$100,955.00
E&I @ 25%	$25,238.75
TOTAL:	**$126,193.75**

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IMPROVEMENT RESOLUTION NO. 7114-07

PUBLIC SIDEWALK CURB RAMP PACKAGE B - 2007
WORK ORDER NO. 11973

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: ADA RAMPS, CONCRETE SIDEWALKS, CURBS, SEED AND MULCH RESTORATION AT VARIOUS LOCATION S IN ABBEY PLACE, WHISPERING MEADOWS, PAULDING RD FROM CALHOUN TO BUELL (NORTH SIDE ONLY).

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 21st day of March, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: CURB RAMP PKG "B" 2007 RES. NO.: 7114-07

DATE: MARCH 16, 2007 W.O. NO.: 11973

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Curb	1100	LF	6.00	6600.00
2.	Removal of Concrete	932	SY	6.00	5592.00
3.	Removal of Pavement	30	SY	10.00	300.00
4.	Cement Concrete Pavement, Plain (6") J-Bolts Included	30	SY	30.00	900.00
5.	Asphalt / Concrete Pavement Patching Undistributed	100	SY	41.00	4100.00
6.	Concrete Sidewalk (4") Including Bed Course Material	820	SY	23.00	18860.00
7.	Concrete Curbface Sidewalk (4") Including Bed Course Material	112	SY	23.00	2576.00
8.	Remove and Replace ADA Ramp (6") Including Concrete/asphalt Pavement Repair and Bed Course Material	800	SY	46.50	37200.00
9.	Concrete Curb Type II-A	200	LF	14.00	2800.00
10.	Concrete Curb Type III	30	LF	15.00	450.00
11.	Concrete Curb Type I-B	200	LF	15.00	3000.00
12.	V-Loc Sign Support, "Undistributed"	3	EA	70.00	210.00
13.	Top Soil	110	TON	15.00	1650.00
14.	Concrete Curb For Curb Ramps, Undistributed	50	LF	15.00	750.00
15.	Mulched Seeding,	1000	SY	1.50	1500.00
16.	Backfill Behind Curb (Borrow)	20	TON	6.00	120.00
17.	Fertlize Tree Undistributed	3	EA	60.00	180.00
18.	Castings Adjusted to Grade	24	EA	150.00	3600.00
19.	Remove and Relocated Embedded Ornamental Street Light Pole/Fixture, less than 10' Feet	3	EA	500.00	1500.00
20.	Extra Street Light Wire, Conduit Under Any new Concrete ar Splice to Existing System	40	LF	5.00	200.00
21.	Bituminous Surface, No. 12, HAC Undistributed	0.5	TON	100.00	50.00
22.	Casting Type "C" Furnished & Adjusted to Grade, Undistributed	1	EA	390.00	390.00
23.	Furnish Valve Box and Adjust to Grade (If Broken / Deteriorated)	1	EA	100.00	100.00
24.	Valve Box Adjusted to Grade (Pavement, Sidewalk, Parkstrip) Undistributed	4	EA	35.00	140.00
25	Water Valves (Curb-Box) Adjusted to Grade Undistributed	3	EA	35.00	105.00
26	Grind and Remove (#8 - 2' x 5') Hatched Thermoplastic (Cross Walk) At School Crossing on Mission Drive	80	LF	12.00	960.00
27	Transverse Markings, Thermoplastic, 6" (Cross Walk) At School Crossing on Mission Drive	53	LF	7.50	397.50
28	Construction Sign, A	23	EA	75.00	1725.00
29	Maintenance of Traffic	1	LS	3800.00	3800.00
30	Mobilization / Demobilization	1	LS	4900.00	4900.00

104655.50

E&I @25% 26163.88

TOTAL: $130,819.38

IMPROVEMENT RESOLUTION NO. 7119-07

MANOR DRIVE: WALDEN ROAD TO SOUTHERN TERMINUS
WORK ORDER NO. 11986

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: MANOR DRIVE BY SPOT REMOVAL AND REPLACEMENT OF CONCRETE PAVEMENT, SEVERAL DRIVE APPROACHES, SUBSURFACE DRAINAGE AND RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 21st day of March, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Manor Drive
DATE: 3/7/2007

RES. NO.: 7119-07
W.O. NO.: 11986

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Concrete Pavement	4293	SY	5.00	21465.00
2.	(6") Conc. Required, (7 Bag Mix W/Superplasticizer) (including Type I-A Curb)	4293	SY	29.00	124497.00
3.	Removal of Concrete	65	SY	5.00	325.00
4.	Remove and Replace With Casting Type "C"	5	EA	325.00	1625.00
5.	Concrete for Residential Drives (6")	65	SY	30.00	1950.00
6.	Type "A" Signs	4	EA	80.00	320.00
7.	Topsoil	150	TON	12.00	1800.00
8.	Seed & Mulch	635	SY	2.00	1270.00
9.	Backfill for Behind Curbs	150	TON	6.00	900.00
10.	Underdrain, 6" Perforated Plastic, Group "K" (Includes #8 stone)	1500	LF	8.00	12000.00
11.	Type "O" Compacted Aggregate for Base, No. 53	1191	TON	12.00	14292.00
12.	Mobilization & Demobilization	1	LS	7000.00	7000.00
13.	Maintenance of Traffic	1	LS	8000.00	8000.00
14.	Common X	472	CY	9.00	4248.00
15	Type "III" Barricade	4	EA	150.00	600.00

SUB-TOTAL:	200292.00
E&I @25%	50073.00
TOTAL:	**250365.00**

PURCHASE AGREEMENT
.093 Acre Strip at 4900 Dupont Road

Resolution #94-3-21-07-1

The Fort Wayne Board of Public Works:

Approves the purchase of a .093 acre strip at 4900 Dupont Road be awarded to the State of Indiana for Right of Way purposes for $22,280.00.

APPROVED THIS 21st DAY OF March, 2007

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY:
Ryan P. Chasey, Member

ATTEST BY:
Marilyn Huth
Marilyn Huth, Clerk

INDIANA DEPARTMENT OF TRANSPORTATION
Driving Indiana's Economic Growth

100 North Senate Avenue
Room N642
Indianapolis, Indiana 46204-2216 (317) 232-5300
FAX: (317) 233-3305

Mitchell E. Daniels, Jr., Governor
Karl B. Browning, Commissioner

COPY

January 25, 2007

TO: City of Fort Wayne
One East Main Street, Rm 750
Fort Wayne, Indiana 46802

Code: 4000
Project: STP-045-2(010)
Parcel: 23
Road: SR 1
County: Allen

The State of Indiana is authorized by Indiana law to obtain your land for certain public purposes. The State of Indiana needs your land for a public highway improvement on SR 1 and needs to take the land as described on the attached legal description.

It is our opinion that the fair market value of your land we want to acquire from you is $22,280.00 and, therefore, we offer you $22,280.00 for the above-described land. You have thirty (30) days from this date to accept or reject this offer. If you accept this offer, you may expect payment in full within ninety (90) days after signing the documents accepting this offer and executing the easement, provided there are no difficulties in clearing liens or other problems with title to land. Possession will be required thirty (30) days after you have received your payment in full.

HERE IS A BRIEF SUMMARY OF YOUR OPTIONS AND LEGALLY PROTECTED RIGHTS:

1. By law, the State of Indiana is required to make a good faith effort to purchase your land.
2. You do not have to accept this offer and the State of Indiana is not required to agree to your demands.
3. However, if you do not accept this offer, and we cannot come to an agreement on the acquisition of your land, the State of Indiana has the right to file suit to condemn and appropriate your land in the county in which the real estate is located.
4. You have the right to seek advice of an attorney, real estate appraiser, or any other person of your choice on this matter.
5. You may object to the public purpose and necessity of this project.
6. If the State of Indiana files a suit to condemn and appropriate your land, and the court grants its request to condemn, the court will then appoint three appraisers who will make an independent appraisal of your land to be appropriated.
7. If we both agree with the court appraisers' report, then the matter is settled. However, if either of us disagrees with the appraisers' report to the court, either of us has the right to ask for a trial to decide what should be paid to you for the property.

8. If the court appraisers' report is not accepted by either of us, then the State of Indiana has the legal option of depositing the amount of the court appraisers' evaluation with the court. And if such a deposit is made with the court, the State of Indiana is legally entitled to immediate possession of your land. You may, subject to the approval of the court, make withdrawals from the amount deposited with the court. Your withdrawal will in no way affect the proceedings of your case in court, except that, if the final judgment awarded you is less then the withdrawal you have made from the amount deposited, you will be required to pay back to the court the amount of the withdrawal in excess of the amount for the final judgment.

9. The trial will decide the full amount of damages you are to receive. Both of us will be entitled to present legal evidence supporting our opinions of the fair market value of your land. The court's decision may be more or less than this offer. You may employ, at your cost, appraiser's and attorney's to represent you at this time or at any time during the course of the proceeding decided in this notice. The offer of $22,280.00 made herein is a total offer for the entire acquisition and is intended to justly compensate you and all parties of interest.

10. Any improvements or items within the proposed right-of-way, which you are responsible for moving, must be removed within 30 days of the date you are paid. At the end of that 30 day period, any items remaining on the right-of-way become encroachments. Pursuant to Indiana law, the Agency has the right to remove any encroachment from its right-of-way after giving the owner proper notice. Further, any costs incurred by the Agency while removing such items will be assessed to the owner.

11. If you have any questions concerning this matter, you may contact us at:

Beam, Longest, & Neff, LLC 1-317-849-5832
8126 Castleton Road
Indianapolis, Indiana 46250 1-800-382-5206

This offer was made to owner(s):

City of Fort Wayne of mailed certified on ________________ (Date)

Receipt of offer acknowledged:

____
City of Fort Wayne date

BY: ____________________________
signature

Kenneth R.(Bob)Crawford Jr. Real Estate Broker
printed name and title

Agent of The State of Indiana

If you decide to accept the offer of $22,280.00 sign your name below and mail this form to the address indicated above. An additional copy of this offer has been provided for your files.

ACCEPTANCE OF OFFER

I (We), City of Fort Wayne, landowner(s) of the above-described property or interest in property, hereby accept the offer of $22,280.00 made by the State of Indiana on this ___________ day of ___________________, 20____.

City of Fort Wayne ______________________________ Title ______________________________

______________________________ ______________________________

NOTARY'S CERTIFICATE

STATE OF INDIANA, Allen county ss: Before me, the undersigned, a Notary Public in and for said County and State, this _______________ day of ______________ A. D. 20 ______; personally appeared the within named ________________________________ and acknowledged the same to be ________voluntary act and deed and purposes herein mentioned.

I have hereunto subscribed my name and affixed my official seal,

My Commission expires:______________________________

____
Notary Public

STATE OF INDIANA, Allen county ss: Before me, the undersigned, a Notary Public in and for said County and State, this _______________ day of ______________ A. D. 20 ______; personally appeared the within named ___________________________ and acknowledged the same to be ________voluntary act and deed and purposes herein mentioned.

I have hereunto subscribed my name and affixed my official seal,

My Commission expires:______________________________

____
Notary Public

EXHIBIT "A"

Sheet 1 of 1

Project: STP-045-2(010)
Code: 4000
Form: WD-1
Parcel: 23 Fee

A part of Section 4 and a part of Section 5, all in Township 31 North, Range 13 East, Allen County, Indiana, and being that part of the grantor's land lying within the right of way lines depicted on the attached Right of Way Parcel Plat, marked EXHIBIT "B", described as follows: COMMENCING at the Northwest corner of Section 4, Township 31 North, Range 13 East; thence 50.00 feet on an assumed bearing of South 00 degrees 00 minutes 00 seconds East to a point on the South right-of-way line of (The foregoing portion of this description beginning with the words "COMMENCING at the" is quoted from Instrument Number 970054874) S.R. 1 (also known as Dupont Road) and the point of beginning of this description: thence North 89 degrees 11 minutes 20 seconds East 73.152 meters (240.00 feet) along the boundary of said S.R. 1 to the northeast corner of the grantor's land; thence South 13 degrees 37 minutes 59 seconds West 10.469 meters (34.35 feet) along the eastern line of the grantor's land; thence North 70 degrees 15 minutes 18 seconds West 16.741 meters (54.92 feet) to point "2301" designated on said plat; thence South 89 degrees 11 minutes 20 seconds West 58.374 meters (191.52 feet) to the west line of the grantor's land; thence North 0 degrees 48 minutes 40 seconds West 4.260 meters (13.98 feet) along said west line to the south boundary of said S.R. 1; thence North 89 degrees 11 minutes 20 seconds East 3.508 meters (11.51 feet) along the boundary of said S.R. 1 to the point of beginning and containing 0.0375 hectares (0.093 acres), more or less.

All bearings in this description which are not quoted from previous instruments are based on the bearing system for Indiana Department of Transportation Project STP-045-2(010).

This description was prepared for the Indiana Department of Transportation by

William D. Richter, Indiana Registered Land Surveyor, License Number 910022, on the 9 day of November, 2005.

WILLIAM D. RICHTER
No. 910022

EXHIBIT "B"

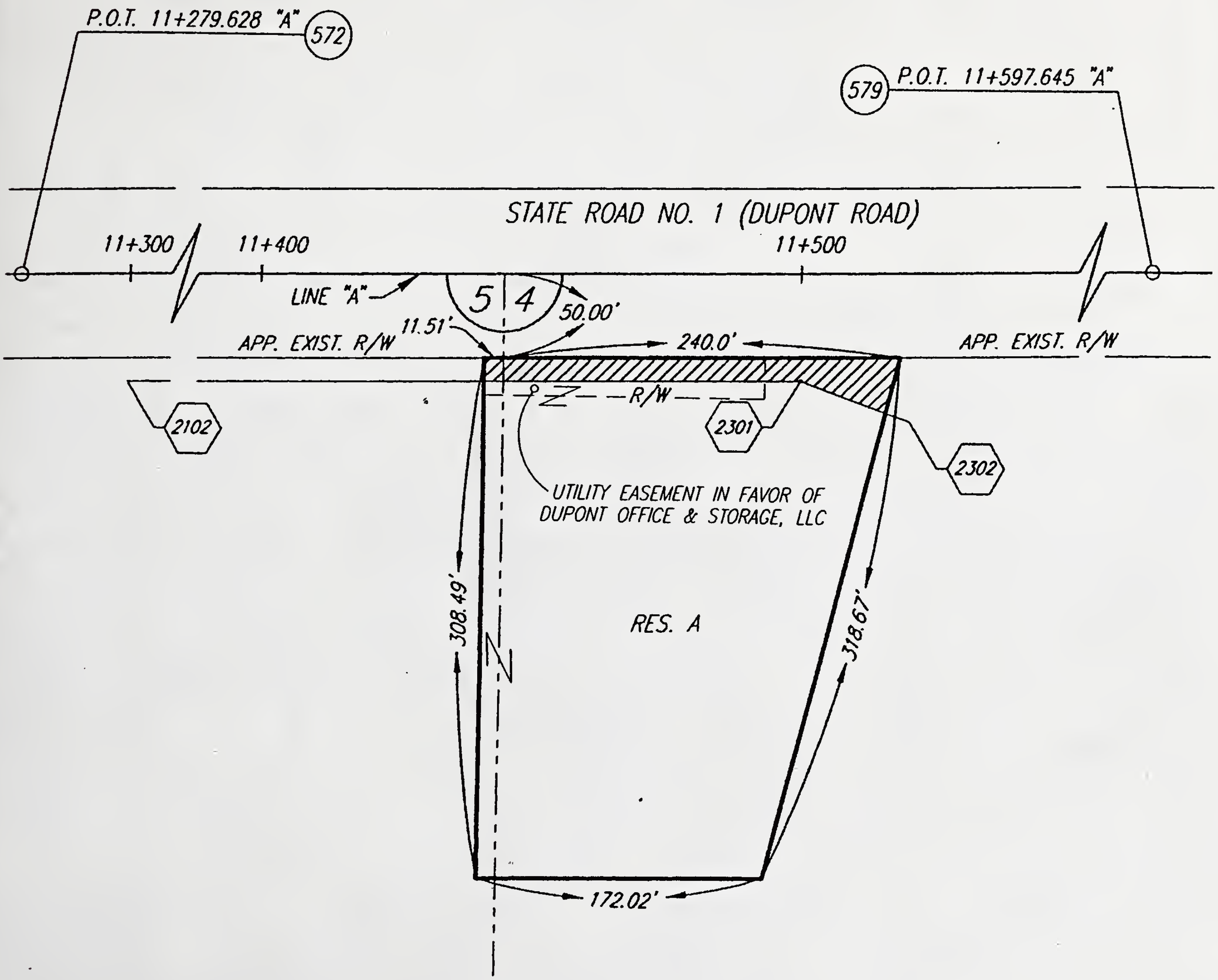
SHEET 1 OF 2

RIGHT-OF-WAY PARCEL PLAT

Prepared for the Indiana Department of Transportation
by United Consulting Engineers & Architects, Inc. (Job No. 04-505-27)

0 25 50 100
SCALE: 1" = 100'

N



P.O.T. 11+279.628 "A"
572
579
P.O.T. 11+597.645 "A"
STATE ROAD NO. 1 (DUPONT ROAD)
11+300
11+400
11+500
LINE "A"
5
4
50.00'
11.51'
APP. EXIST. R/W
240.0'
APP. EXIST. R/W
R/W
2102
2301
2302
UTILITY EASEMENT IN FAVOR OF DUPONT OFFICE & STORAGE, LLC
308.49'
RES. A
318.67'
172.02'

OWNER : CITY OF FORT WAYNE
PARCEL : 23
CODE : 4000
PROJECT : STP-045-2(010)
ROAD : S.R. 1
COUNTY : ALLEN
SECTIONS : 4 & 5
TOWNSHIP : 31N.
RANGE : 13E

▨ HATCHED AREA IS THE APPROXIMATE TAKING

NOTE: CENTERLINE STATIONING IS METRIC

DRAWN BY: J.A. ROLLINGS 11-03-2005
CHECKED BY: T.J. COOMES 11-07-2005
DES: 9700220

INSTRUMENT NO. 970054874, DATED 9-30-1997

Dimensions shown are from the above listed Record Documents.

EXHIBIT "B" (cont.)

SHEET 2 OF 2

PARCEL COORDINATE CHART (SHOWN IN METERS)

Point	Line	Station	Offset	NORTH	EAST
572*	N/A	----	----	----	----
579*	N/A	----	----	----	----
2102	"A"	11+300.000	19.500m RT.	3037.2158	3663.7709
2301	"A"	11+500.000	19.500m RT.	3040.0470	3863.7508
2302	"A"	11+520.000	27.000m RT.	3032.8309	3883.8550

NOTE: STATIONS & OFFSETS CONTROL OVER BOTH NORTH & EAST COORDINATES AND BEARINGS & DISTANCES.

* SEE LOCATION CONTROL ROUTE SURVEY PLAT.

SURVEYOR'S STATEMENT

To the best of my knowledge and belief, this plat, together with the "Location Control Route Survey" recorded in Instrument No. 202005579 in the Office of the Recorder of Allen County, Indiana, (incorporated and made a part hereof by reference) comprise a Route Survey executed in accordance with Indiana Administrative Code 865 IAC 1-12, ("Rule 12").

Given under my hand and seal 11/9/2005
Date

WILLIAM D. RICHTER
Registered Land Surveyor No. 910022
State of Indiana

WILLIAM D. RICHTER
No. 910022

OWNER : CITY OF FORT WAYNE
PARCEL : 23
CODE : 4000
PROJECT : STP-045-2(010)
ROAD : S.R. 1
COUNTY : ALLEN
SECTIONS : 4 & 5
TOWNSHIP : 31N.
RANGE : 13E

DRAWN BY: J.A. ROLLINGS 11-03-2005
CHECKED BY: T.J. COOMES 11-07-2005
DES: 9700220

Dimensions shown are from the above listed Record Documents.

PURCHASE AGREEMENT
.093 Acre Strip at 4900 Dupont Road

Resolution #94-3-21-07-1

The Fort Wayne Board of Public Works:

Approves the purchase of a .093 acre strip at 4900 Dupont Road be awarded to the State of Indiana for Right of Way purposes for $22,280.00.

APPROVED THIS 21st DAY OF March, 2007

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST BY:
Marilyn Huth
Marilyn Huth, Clerk

INDIANA DEPARTMENT OF TRANSPORTATION
Driving Indiana's Economic Growth

100 North Senate Avenue
Room N642
Indianapolis, Indiana 46204-2216 (317) 232-5300
FAX: (317) 233-3305

Mitchell E. Daniels, Jr., Governor
Karl B. Browning, Commissioner

COPY

January 25, 2007

TO: City of Fort Wayne
One East Main Street, Rm 750
Fort Wayne, Indiana 46802

Code: 4000
Project: STP-045-2(010)
Parcel: 23
Road: SR 1
County: Allen

The State of Indiana is authorized by Indiana law to obtain your land for certain public purposes. The State of Indiana needs your land for a public highway improvement on SR 1 and needs to take the land as described on the attached legal description.

It is our opinion that the fair market value of your land we want to acquire from you is $22,280.00 and, therefore, we offer you $22,280.00 for the above-described land. You have thirty (30) days from this date to accept or reject this offer. If you accept this offer, you may expect payment in full within ninety (90) days after signing the documents accepting this offer and executing the easement, provided there are no difficulties in clearing liens or other problems with title to land. Possession will be required thirty (30) days after you have received your payment in full.

HERE IS A BRIEF SUMMARY OF YOUR OPTIONS AND LEGALLY PROTECTED RIGHTS:

1. By law, the State of Indiana is required to make a good faith effort to purchase your land.
2. You do not have to accept this offer and the State of Indiana is not required to agree to your demands.
3. However, if you do not accept this offer, and we cannot come to an agreement on the acquisition of your land, the State of Indiana has the right to file suit to condemn and appropriate your land in the county in which the real estate is located.
4. You have the right to seek advice of an attorney, real estate appraiser, or any other person of your choice on this matter.
5. You may object to the public purpose and necessity of this project.
6. If the State of Indiana files a suit to condemn and appropriate your land, and the court grants its request to condemn, the court will then appoint three appraisers who will make an independent appraisal of your land to be appropriated.
7. If we both agree with the court appraisers' report, then the matter is settled. However, if either of us disagrees with the appraisers' report to the court, either of us has the right to ask for a trial to decide what should be paid to you for the property.

8. If the court appraisers' report is not accepted by either of us, then the State of Indiana has the legal option of depositing the amount of the court appraisers' evaluation with the court. And if such a deposit is made with the court, the State of Indiana is legally entitled to immediate possession of your land. You may, subject to the approval of the court, make withdrawals from the amount deposited with the court. Your withdrawal will in no way affect the proceedings of your case in court, except that, if the final judgment awarded you is less then the withdrawal you have made from the amount deposited, you will be required to pay back to the court the amount of the withdrawal in excess of the amount for the final judgment.

9. The trial will decide the full amount of damages you are to receive. Both of us will be entitled to present legal evidence supporting our opinions of the fair market value of your land. The court's decision may be more or less than this offer. You may employ, at your cost, appraiser's and attorney's to represent you at this time or at any time during the course of the proceeding decided in this notice. The offer of $22,280.00 made herein is a total offer for the entire acquisition and is intended to justly compensate you and all parties of interest.

10. Any improvements or items within the proposed right-of-way, which you are responsible for moving, must be removed within 30 days of the date you are paid. At the end of that 30 day period, any items remaining on the right-of-way become encroachments. Pursuant to Indiana law, the Agency has the right to remove any encroachment from its right-of-way after giving the owner proper notice. Further, any costs incurred by the Agency while removing such items will be assessed to the owner.

11. If you have any questions concerning this matter, you may contact us at:

Beam, Longest, & Neff, LLC
8126 Castleton Road
Indianapolis, Indiana 46250

1-317-849-5832

1-800-382-5206

This offer was made to owner(s):

City of Fort Wayne ________ of mailed certified on ________ (Date)

Receipt of offer acknowledged:

____
City of Fort Wayne date

BY: ______________________
signature

Kenneth R.(Bob)Crawford Jr. Real Estate Broker
printed name and title

Agent of The State of Indiana

If you decide to accept the offer of $22,280.00 sign your name below and mail this form to the address indicated above. An additional copy of this offer has been provided for your files.

ACCEPTANCE OF OFFER

I (We), City of Fort Wayne, landowner(s) of the above-described property or interest in property, hereby accept the offer of $22,280.00 made by the State of Indiana on this ___________ day of ____________________, 20____.

City of Fort Wayne ______________________ Title ______________________

______________________ ______________________

NOTARY'S CERTIFICATE

STATE OF INDIANA, Allen county ss: Before me, the undersigned, a Notary Public in and for said County and State, this ______________ day of ______________ A. D. 20______; personally appeared the within named ______________________________ and acknowledged the same to be ________voluntary act and deed and purposes herein mentioned.

I have hereunto subscribed my name and affixed my official seal,

My Commission expires:______________________________

____
Notary Public

STATE OF INDIANA, Allen county ss: Before me, the undersigned, a Notary Public in and for said County and State, this ______________ day of ______________ A. D. 20______; personally appeared the within named ___________________________ and acknowledged the same to be ________voluntary act and deed and purposes herein mentioned.

I have hereunto subscribed my name and affixed my official seal,

My Commission expires:______________________________

____
Notary Public

EXHIBIT "A"

Sheet 1 of 1

Project: STP-045-2(010)
Code: 4000
Form: WD-1
Parcel: 23 Fee

A part of Section 4 and a part of Section 5, all in Township 31 North, Range 13 East, Allen County, Indiana, and being that part of the grantor's land lying within the right of way lines depicted on the attached Right of Way Parcel Plat, marked EXHIBIT "B", described as follows: COMMENCING at the Northwest corner of Section 4, Township 31 North, Range 13 East; thence 50.00 feet on an assumed bearing of South 00 degrees 00 minutes 00 seconds East to a point on the South right-of-way line of (The foregoing portion of this description beginning with the words "COMMENCING at the" is quoted from Instrument Number 970054874) S.R. 1 (also known as Dupont Road) and the point of beginning of this description: thence North 89 degrees 11 minutes 20 seconds East 73.152 meters (240.00 feet) along the boundary of said S.R. 1 to the northeast corner of the grantor's land; thence South 13 degrees 37 minutes 59 seconds West 10.469 meters (34.35 feet) along the eastern line of the grantor's land; thence North 70 degrees 15 minutes 18 seconds West 16.741 meters (54.92 feet) to point "2301" designated on said plat; thence South 89 degrees 11 minutes 20 seconds West 58.374 meters (191.52 feet) to the west line of the grantor's land; thence North 0 degrees 48 minutes 40 seconds West 4.260 meters (13.98 feet) along said west line to the south boundary of said S.R. 1; thence North 89 degrees 11 minutes 20 seconds East 3.508 meters (11.51 feet) along the boundary of said S.R. 1 to the point of beginning and containing 0.0375 hectares (0.093 acres), more or less.

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This description was prepared for the Indiana Department of Transportation by

William D. Richter, Indiana Registered Land Surveyor, License Number 910022, on the 9 day of November, 2005.

No. 910022

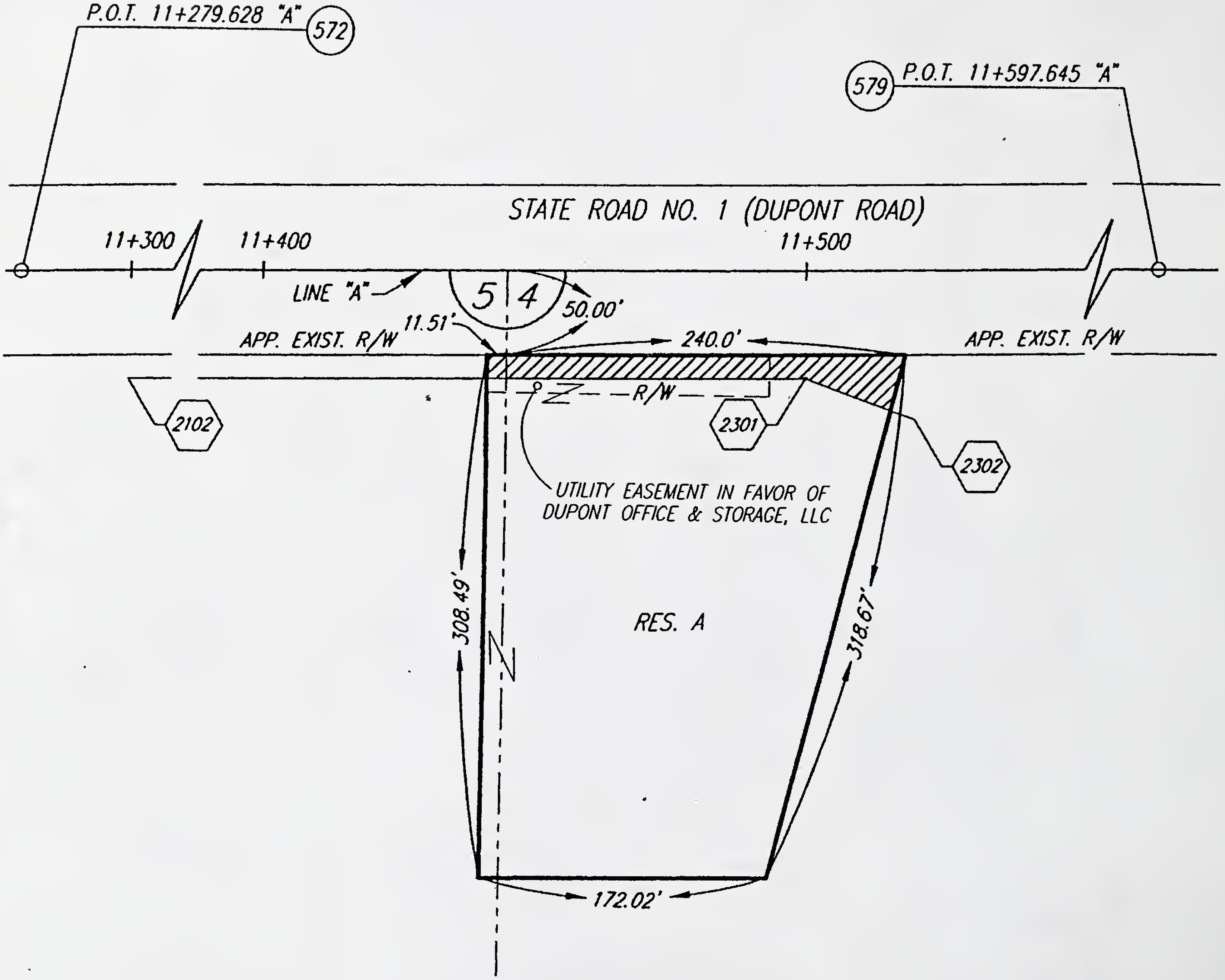
EXHIBIT "B"

SHEET 1 OF 2

RIGHT-OF-WAY PARCEL PLAT

Prepared for the Indiana Department of Transportation
by United Consulting Engineers & Architects, Inc. (Job No. 04-505-27)

0 25 50 100
SCALE: 1" = 100'


P.O.T. 11+279.628 "A"
572
579
P.O.T. 11+597.645 "A"
STATE ROAD NO. 1 (DUPONT ROAD)
11+300
11+400
11+500
LINE "A"
5
4
50.00'
11.51'
APP. EXIST. R/W
240.0'
APP. EXIST. R/W
2102
R/W
2301
2302
UTILITY EASEMENT IN FAVOR OF DUPONT OFFICE & STORAGE, LLC
308.49'
RES. A
318.67'
172.02'

OWNER : CITY OF FORT WAYNE
PARCEL : 23
CODE : 4000
PROJECT : STP-045-2(010)
ROAD : S.R. 1
COUNTY : ALLEN
SECTIONS : 4 & 5
TOWNSHIP : 31N.
RANGE : 13E

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NOTE: CENTERLINE STATIONING IS METRIC

DRAWN BY: J.A. ROLLINGS 11-03-2005
CHECKED BY: T.J. COOMES 11-07-2005
DES: 9700220

INSTRUMENT NO. 970054874, DATED 9-30-1997

Dimensions shown are from the above listed Record Documents.

EXHIBIT "B" (cont.)

SHEET 2 OF 2

PARCEL COORDINATE CHART (SHOWN IN METERS)

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* SEE LOCATION CONTROL ROUTE SURVEY PLAT.

SURVEYOR'S STATEMENT

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Given under my hand and seal 11/9/2005
Date

WILLIAM D. RICHTER
Registered Land Surveyor No. 910022
State of Indiana

WILLIAM D. RICHTER
No. 910022

OWNER : CITY OF FORT WAYNE
PARCEL : 23
CODE : 4000
PROJECT : STP-045-2(010)
ROAD : S.R. 1
COUNTY : ALLEN
SECTIONS : 4 & 5
TOWNSHIP : 31N.
RANGE : 13E

DRAWN BY:	J.A. ROLLINGS	11-03-2005
CHECKED BY:	T.J. COOMES	11-07-2005
DES:	9700220	

Dimensions shown are from the above listed Record Documents.

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: March 28, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,134,423.57 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at LaSalle Bank.

Geotechnical & Materials Engineers	Req #16	6,833.71
Hagerman Inc.	Req #16	1,123,104.86
Sturtz Public Management Group	Req #16	4,485.00
	Total for Requests	**$ 1,134,423.57**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

March 28, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: March 28, 2007

RE: 2007 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $74,220.80 to be paid from the proceeds of the 2007 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Requests #1

DeHaven Chevrolet	15,000.99
Barney's Auto Electric	12,327.36
Frost Illustrated	676.00
Fort Wayne Newspapers	614.40
Tessco	37,984.77
Precision Mounting Technologies	7,617.28
Total for Payment Requests	**$ 74,220.80**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

March 28, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: March 28, 2007

RE: 2006 Fire Truck Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $12,647.00 to be paid from the proceeds of the 2006 Fire Truck Lease Financing which are held in an escrow at JP Morgan Trust Company.

5 Alarm Fire & Safety Equipment	Req #5		12,647.00
		Total for Request	**$ 12,647.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan Chasey, Member

March 28, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: March 28, 2007

RE: 2005 Fort Wayne Municipal Building Corp - Fire Stations #18 & #19

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,000.00 to be paid from the proceeds of the 2005 FWMBC - Fire Stations #18 & #19 which are held in an escrow at Wells Fargo Corporate Trust Services.

Crowe Chizek & Co	PR #41		1,000.00
		Total for Payment Requests	**$ 1,000.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

March 28, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: March 28, 2007

RE: 2006 Financial System Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $6,500.00 to be paid from the proceeds of the 2006 Financial System Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Tyler Technologies	PR #8	6,500.00
	Total for Payment Requests	**$ 6,500.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan R. Chasey

Ryan Chasey, Member

March 28, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: March 28, 2007

RE: 2006 Computer Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $8,975.18 to be paid from the proceeds of the 2006 Computer Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

ASAP Software	PR #21	556.18
Netarx	PR #21	6,672.00
Perry Corporation	PR #21	1,747.00
	Total for Payment Request	**$ 8,975.18**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

March 28, 2007

Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: March 20, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payment with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$1,032,007.00** to be paid from 2005 State Revolving Funds. These expenses are for the WPCP Primary Clarifiers Project – W.O. 74742, the Parkerdale Sanitary Sewer Project – W.O. 74750 and the WPCP Dechlorination Project – W.O. 75003.

Draw #103	Barton Malow Co.	$ 786,323.00
Draw #104 & 107	CH2M Hill	71,596.00
Draw #105 & 108	Donohue & Assoc.	53,366.00
Draw #106	Geiger Developing & Tower Bank.	134,808.00
	Total SRF Payments	**$ 1,046,093.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

March 28, 2007

Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: March 21, 2007

RE: Water SRF (STATE REVOLVING FUNDS) - **2006**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of $ **27,741.00** to be paid from the 2006 Water State Revolving Fund loan. These expenses are for the 3RFP North Pump Building – W.O. 65687 and the St. Joe Dam Electrical & Pump Project – W.O. 65688.

Draw #9	CH2M Hill	15,436.00
Draw #10	Donohue & Assoc.	12,305.00
Total SRF Payment		**$ 27,741.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

March 28, 2007

Date

STREET LIGHT RESOLUTION

NUMBER 310-07

NORTH & NORTHEAST ANNEXED INTERSECTIONS

STREET LIGHT IMPROVEMENT

The Board of Public Works of the City of Fort Wayne, Indiana, hereby deems it necessary to install an underground street light system at intersections:

MISC.
BASS ROAD AND FALL CREEK PARKWAY
NORTHEAST
MAYSVILLE ROAD AND WELSHIRE BLVD
TRIER ROAD AND NOTTINGHAM DRIVE
E. ARLINGTON PARK BLVD AND CRYSTAL RIDGE COVE
NORTH
UPLAND RIDGE DRIVE AND PRETTY RIDGE COURT
AUBURN ROAD AND OLD AUBURN COVE
DUPONT ROAD AND BRANDYWINE DRIVE
WALLEN ROAD AND FALCONS RUN

All in accordance with the plans and specifications on file in the office of the Board of Works of the city of Fort Wayne, Indiana, and such lighting is now ordered. This improvement is ordered pursuant to the applicable Indiana Statutes.

This project is funded by CEDIT Annexation Funds. All proceedings and any work done in the said lighting assessment of property and collections of assessments shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff – Chair

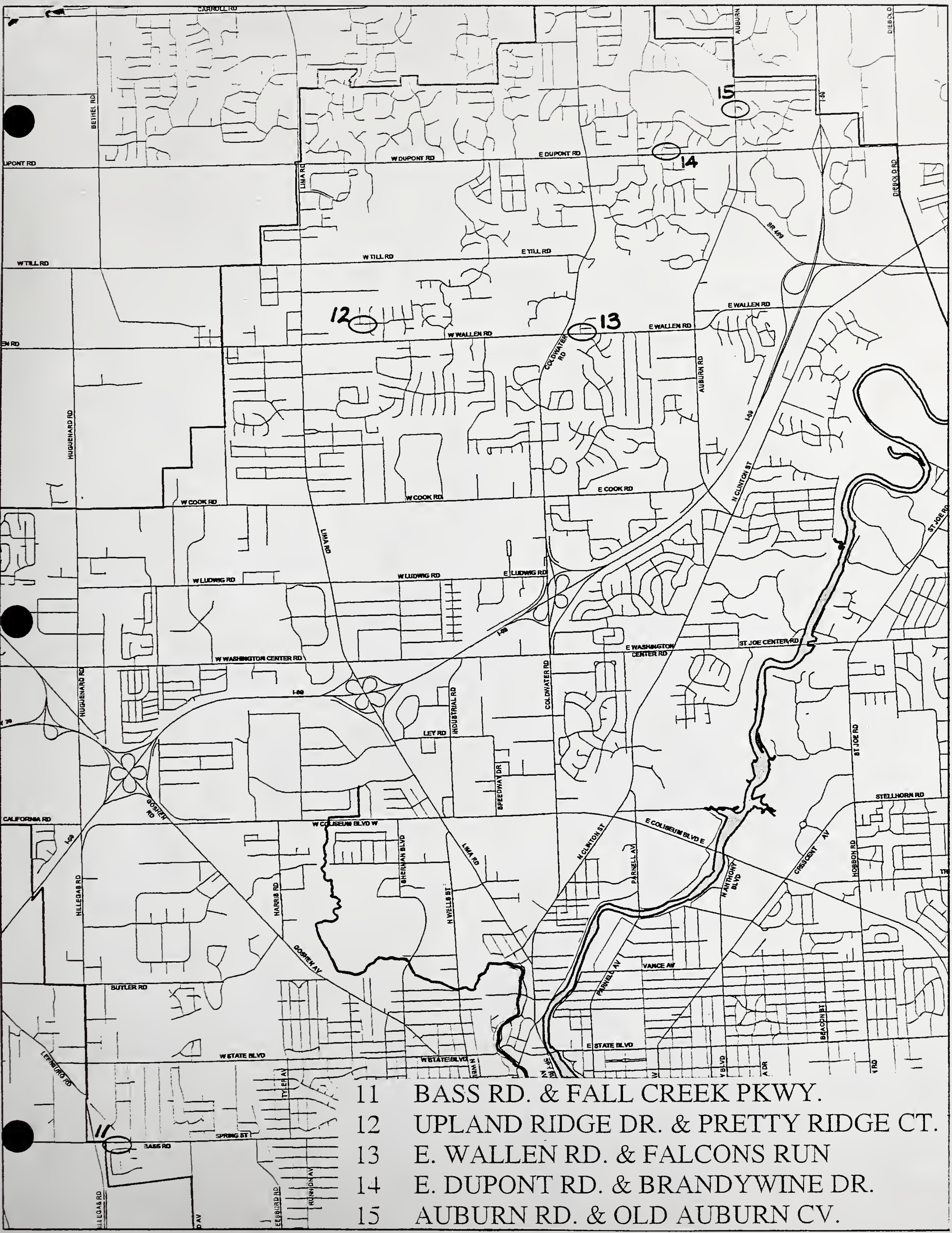
John Suarez
John Suarez – Member

Ryan P. Chasey
Ryan P. Chasey -Member

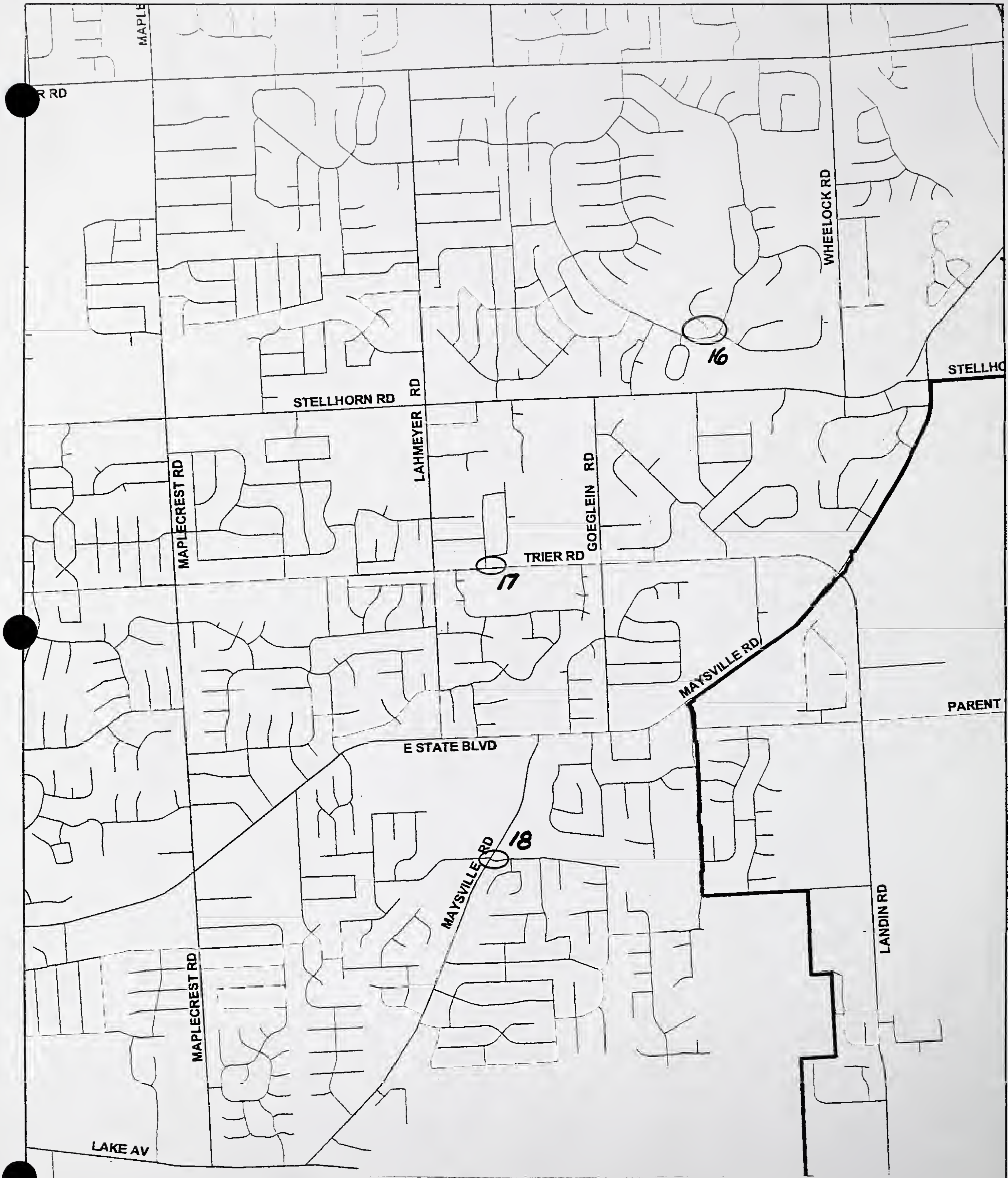
ATTEST:

Marilyn Huth
Marilyn Huth – Clerk

Dated this 28th day of March, 2007


CARROLL RD
AUBURN
DIEBOLD
BETHEL RD
15
14
DUPONT RD
W DUPONT RD
E DUPONT RD
LIMA RD
DIEBOLD RD
SR 469
I-69
W TILL RD
E TILL RD
12
13
W WALLEN RD
E WALLEN RD
COLDWATER RD
AUBURN RD
HUGUENARD RD
I-69
N CLINTON ST
W COOK RD
E COOK RD
LIMA RD
W LUDWIG RD
E LUDWIG RD
ST JOE RD
W WASHINGTON CENTER RD
E WASHINGTON CENTER RD
ST JOE CENTER RD
LEY RD
INDUSTRIAL RD
COLDWATER RD
SPEEDWAY DR
ST JOE RD
STELLHORN RD
CALIFORNIA RD
GOSHEN RD
W COLISEUM BLVD W
E COLISEUM BLVD E
SHERMAN BLVD
N WELLS ST
LIMA RD
N CLINTON ST
PARNELL AV
N ANTHONY BLVD
CRESCENT AV
HOBSON RD
HILLEGAS RD
HARRIS RD
GOSHEN AV
VANCE AV
PARNELL AV
BEACON ST
BUTLER RD
LEESBURG RD
W STATE BLVD
E STATE BLVD
TYLER AV
11
SPRING ST
BASS RD
RUNNION AV
HILLEGAS RD

11 BASS RD. & FALL CREEK PKWY.
12 UPLAND RIDGE DR. & PRETTY RIDGE CT.
13 E. WALLEN RD. & FALCONS RUN
14 E. DUPONT RD. & BRANDYWINE DR.
15 AUBURN RD. & OLD AUBURN CV.


MAPLE
R RD
WHEELOCK RD
16
STELLHO
STELLHORN RD
LAHMEYER RD
GOEGLEIN RD
MAPLECREST RD
TRIER RD
17
MAYSVILLE RD
PARENT
E STATE BLVD
18
MAYSVILLE RD
LANDIN RD
MAPLECREST RD
LAKE AV

16 E. ARLINGTON PARK BLVD. & CRYSTAL RIDGE CV.
17 TRIER RD. & NOTTINGHAM DR.
18 MAYSVILLE RD. & WELSHIRE BLVD.

STREET LIGHT RESOLUTION

NUMBER 309-07

ABOITE ANNEXED INTERSECTIONS

STREET LIGHT IMPROVEMENT

The Board of Public Works of the City of Fort Wayne, Indiana, hereby deems it necessary to install street lights with underground wire at intersections in: INVERNESS HILLS ADDITION; SYCAMORE HILLS ENTRANCES; TIMBERLAKE ADDITION; BARRINGTON WOODS ADDITION; BARRINGTON ESTATES ENTRANCE; CANDLELITE PARK ADDITION; COVINGTON WOODS ADDITION; AMBER RIDGE ESTATES; and INVERNESS LAKES TRAIL & HEATHER COURT; in accordance with the plans and specifications on file in the office of the Board of Works of the city of Fort Wayne, Indiana, and such lighting is now ordered. This improvement is ordered pursuant to the applicable Indiana Statutes.

This project is funded by CEDIT Annexation Funds. All proceedings and any work done in the said lighting assessment of property and collections of assessments shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff – Chair

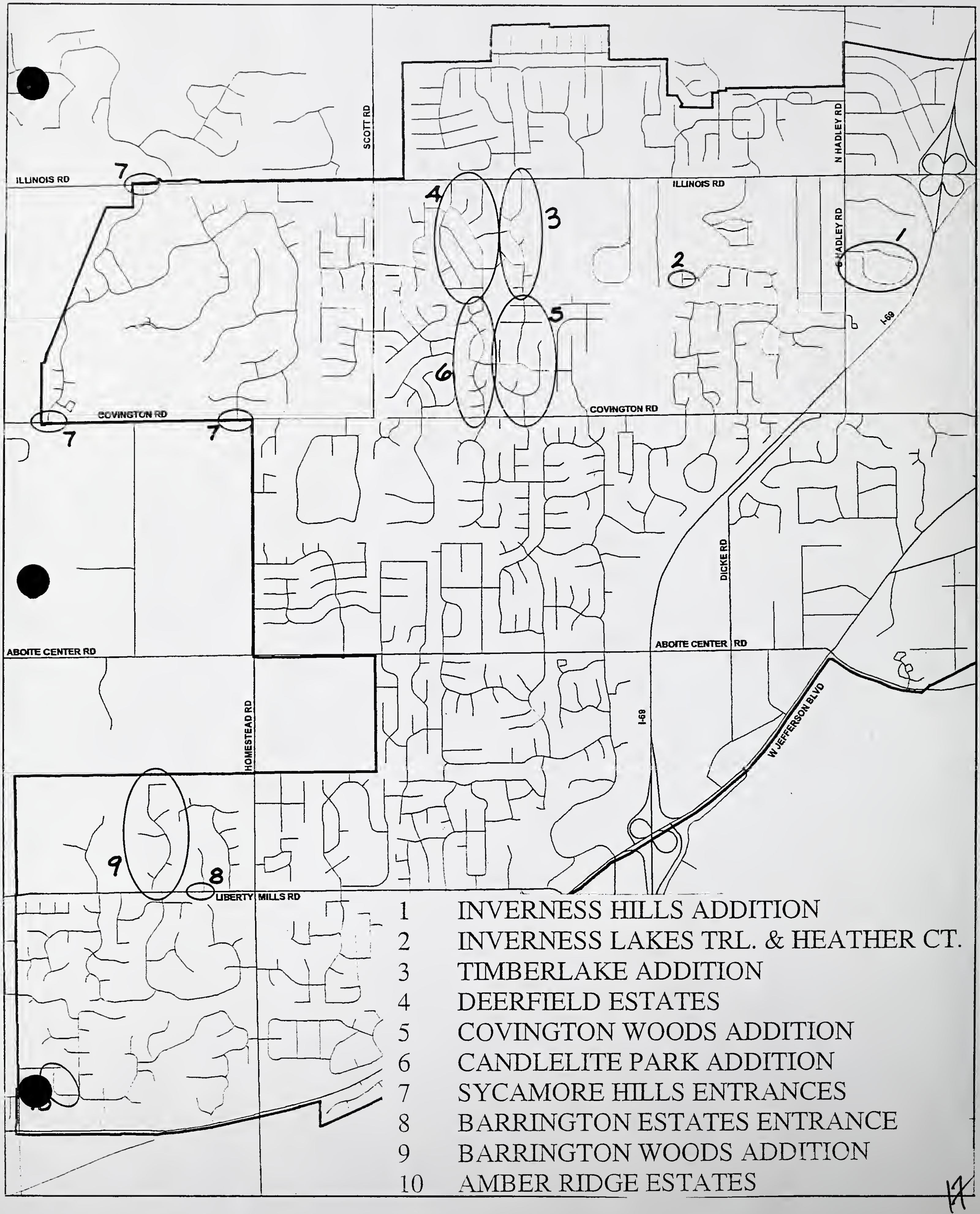
John Suarez
John Suarez – Member

Ryan P. Chasey -Member

ATTEST:

Marilyn Huth
Marilyn Huth – Clerk

Dated this 28th day of March, 2007


ILLINOIS RD
SCOTT RD
N HADLEY RD
ILLINOIS RD
S HADLEY RD
I-69
7
4
3
2
1
5
6
COVINGTON RD
COVINGTON RD
7
7
DICKE RD
ABOITE CENTER RD
ABOITE CENTER RD
HOMESTEAD RD
I-69
W JEFFERSON BLVD
9
8
LIBERTY MILLS RD

1 INVERNESS HILLS ADDITION
2 INVERNESS LAKES TRL. & HEATHER CT.
3 TIMBERLAKE ADDITION
4 DEERFIELD ESTATES
5 COVINGTON WOODS ADDITION
6 CANDLELITE PARK ADDITION
7 SYCAMORE HILLS ENTRANCES
8 BARRINGTON ESTATES ENTRANCE
9 BARRINGTON WOODS ADDITION
10 AMBER RIDGE ESTATES

STREET LIGHT RESOLUTION

NUMBER 308-07

ABOITE, NORTHEAST, NORTH & HUGUENARD ANNEXATION AREAS

STREET LIGHT IMPROVEMENT

The Board of Public Works of the City of Fort Wayne, Indiana, hereby deems it necessary to install street lights with above ground wire at intersections:

HUGUENARD
CALIFORNIA ROAD AND SKYVIEW LANE
COOK ROAD AND HUGUENARD ROAD
HUGUENARD ROAD AND METRO DRIVE
HUGUENARD ROAD AND FOURIER DRIVE
COOK ROAD AND FRITZ ROAD
COOK ROAD AND GOSHEN BLVD
GOSHEN BLVD AND FRITZ ROAD
COOK ROAD AND HANAUER ROAD
COOK ROAD AND CHALFANT ROAD
ABOITE
5600-5700 SOUTH BEND DRIVE
6000 SOUTH BEND DRIVE
6200-6300 SOUTH BEND DRIVE
6600-6600 SOUTH BEND DRIVE
GETZ ROAD AND BELLAIRE DRIVE
BELLAIRE DRIVE AND NORTH RIDGE ROAD
WESTLAWN DRIVE AND RICHLAND DRIVE
GETZ ROAD, RICHLAND, AND SUBURBAN DRIVE
5800-6000 LANGFORD LANE
W. JEFFERSON AND SOUTH BEND DRIVE
NORTH
AUBURN ROAD AND SOUTHWAY DRIVE
AUBURN ROAD AND NORTHWAY DRIVE
WASHINGTON CTR ROAD AND CROSS CREEK BLVD
800-900 LADDIE LANE
NORTHEAST
10525 STELLHORN ROAD
SCHWARTZ ROAD AND STELLHORN ROAD
ST. JOSEPH CENTER ROAD AND MEIJER DRIVE
9300 SHACKLEFORD ROAD
9300 LOCKWOOD DRIVE

All in accordance with the plans and specifications on file in the office of the Board of Works of the city of Fort Wayne, Indiana, and such lighting is now ordered. This improvement is ordered pursuant to the applicable Indiana Statutes.

This project is funded by CEDIT Annexation Funds. All proceedings and any work done in the said lighting assessment of property and collections of assessments shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff – Chair

John Suarez

John Suarez – Member

Ryan P. Chasey

Ryan P. Chasey - Member

ATTEST:

Marilyn Huth

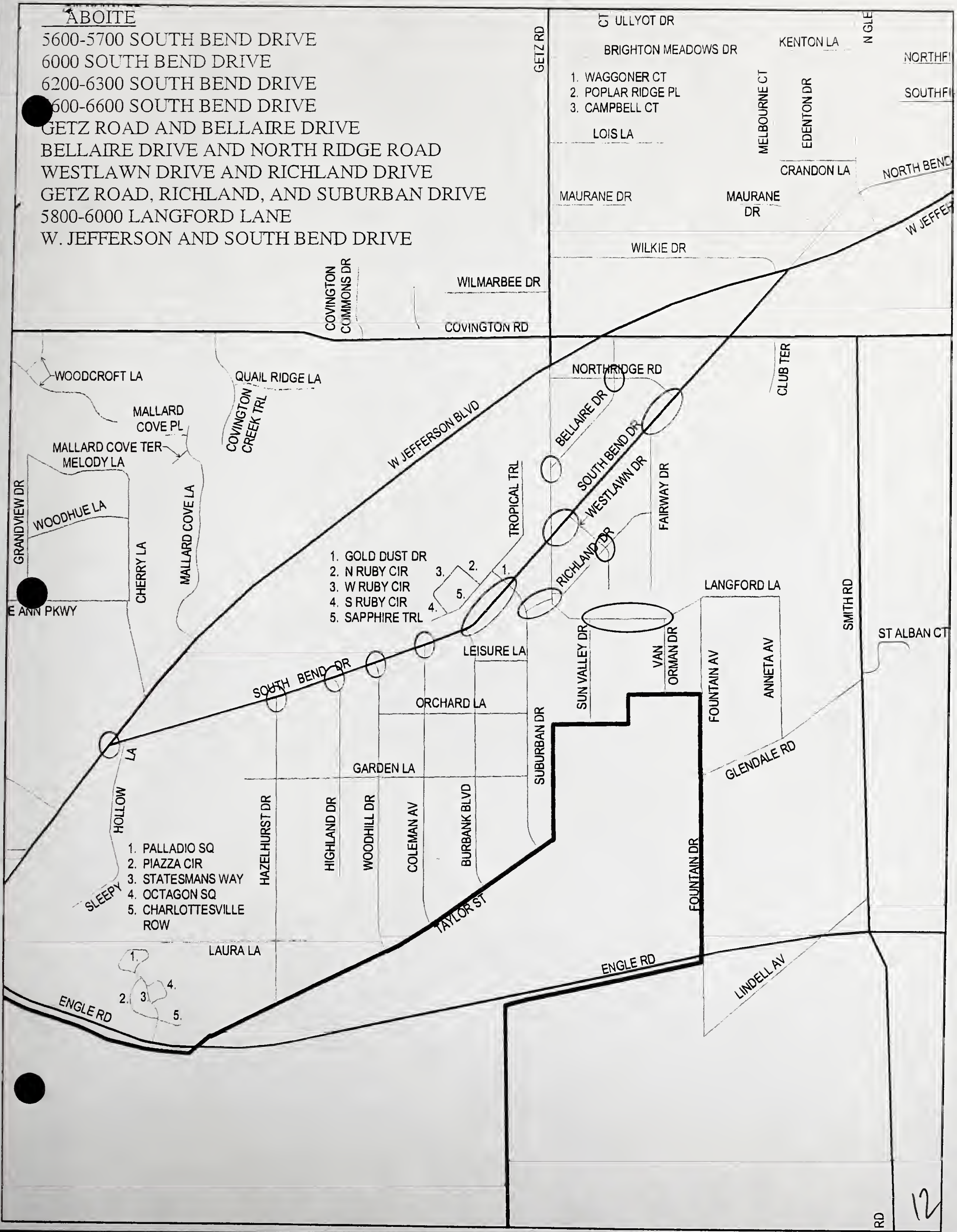
Marilyn Huth – Clerk

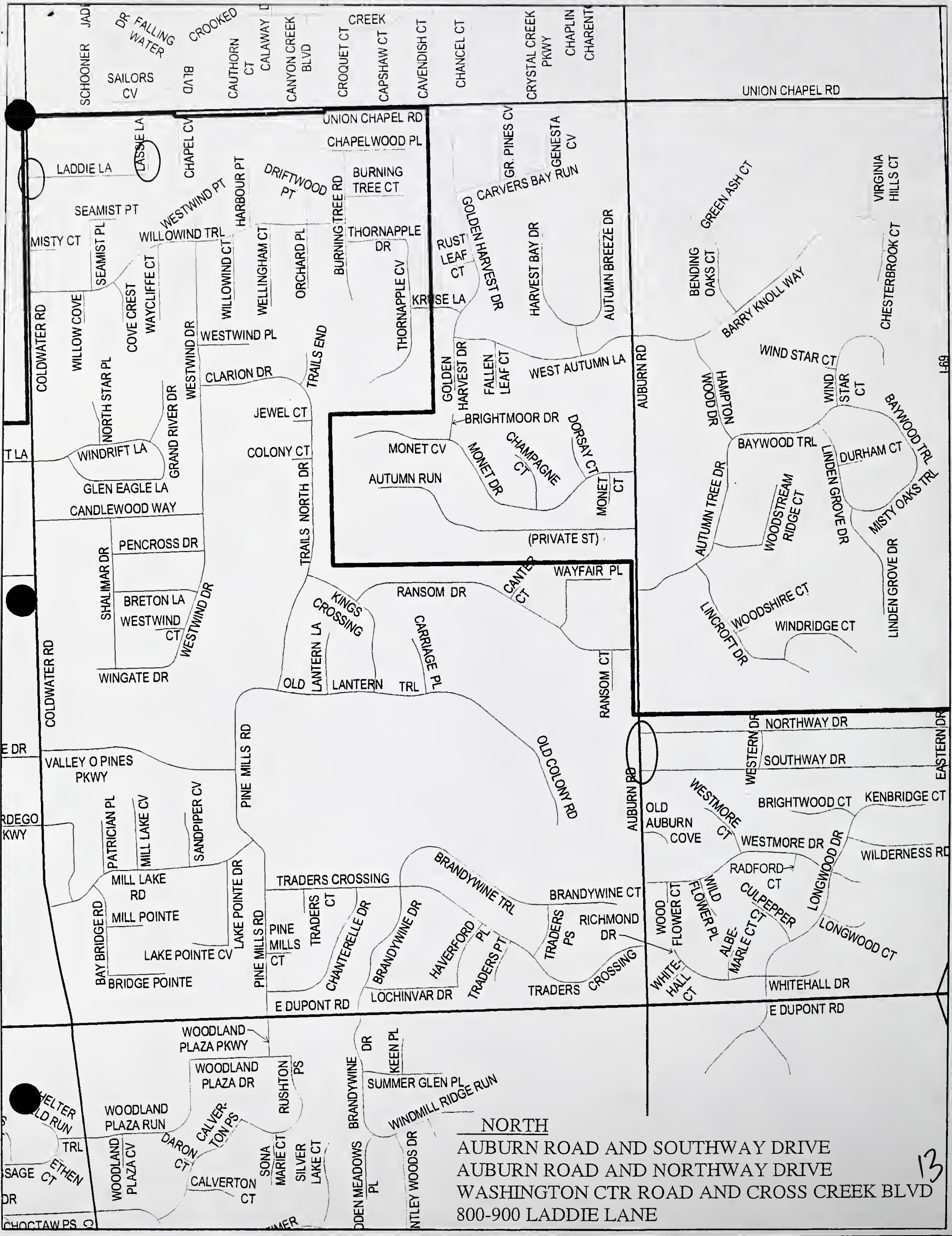
Dated this 28th day of March, 2007

11

ABOITE

5600-5700 SOUTH BEND DRIVE
6000 SOUTH BEND DRIVE
6200-6300 SOUTH BEND DRIVE
6600-6600 SOUTH BEND DRIVE
GETZ ROAD AND BELLAIRE DRIVE
BELLAIRE DRIVE AND NORTH RIDGE ROAD
WESTLAWN DRIVE AND RICHLAND DRIVE
GETZ ROAD, RICHLAND, AND SUBURBAN DRIVE
5800-6000 LANGFORD LANE
W. JEFFERSON AND SOUTH BEND DRIVE

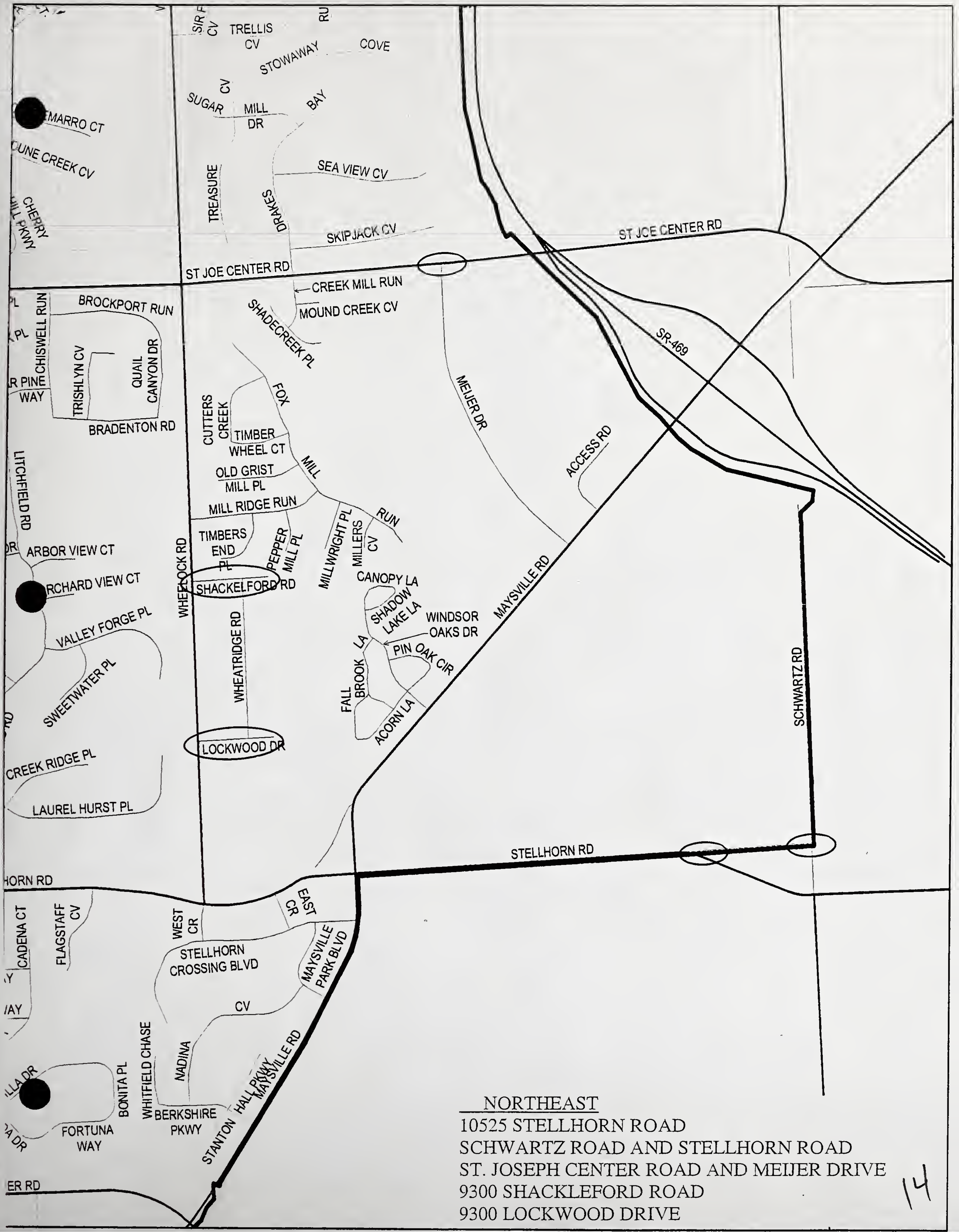

CT
ULLYOT DR
N GLE
BRIGHTON MEADOWS DR
KENTON LA
NORTHFI
SOUTHFI
GETZ RD
1. WAGGONER CT
2. POPLAR RIDGE PL
3. CAMPBELL CT
MELBOURNE CT
EDENTON DR
LOIS LA
CRANDON LA
NORTH BEND
MAURANE DR
MAURANE DR
W JEFFER
WILKIE DR
COVINGTON COMMONS DR
WILMARBEE DR
COVINGTON RD
CLUB TER
NORTHRIDGE RD
WOODCROFT LA
QUAIL RIDGE LA
MALLARD COVE PL
COVINGTON CREEK TRL
W JEFFERSON BLVD
BELLAIRE DR
SOUTH BEND DR
MALLARD COVE TER
MELODY LA
WESTLAWN DR
TROPICAL TRL
FAIRWAY DR
GRANDVIEW DR
WOODHUE LA
CHERRY LA
MALLARD COVE LA
RICHLAND DR
1. GOLD DUST DR
2. N RUBY CIR
3. W RUBY CIR
4. S RUBY CIR
5. SAPPHIRE TRL
LANGFORD LA
SMITH RD
E ANN PKWY
ST ALBAN CT
LEISURE LA
SUN VALLEY DR
VAN ORMAN DR
FOUNTAIN AV
ANNETA AV
SOUTH BEND DR
ORCHARD LA
SUBURBAN DR
GLENDALE RD
LA
GARDEN LA
HOLLOW
HAZELHURST DR
HIGHLAND DR
WOODHILL DR
COLEMAN AV
BURBANK BLVD
FOUNTAIN DR
1. PALLADIO SQ
2. PIAZZA CIR
3. STATESMANS WAY
4. OCTAGON SQ
5. CHARLOTTESVILLE ROW
SLEEPY
TAYLOR ST
LAURA LA
ENGLE RD
LINDELL AV
ENGLE RD
RD


SCHOONER
JADE
SAILORS CV
DR FALLING WATER
CROOKED
BLVD
CAUTHORN CT
CALAWAY
CANYON CREEK BLVD
CROQUET CT
CREEK
CAPSHAW CT
CAVENDISH CT
CHANCEL CT
CRYSTAL CREEK PKWY
CHAPLIN
CHARENT
UNION CHAPEL RD
UNION CHAPEL RD
CHAPELWOOD PL
LASSIE LA
CHAPEL CV
LADDIE LA
GR. PINES CV
GENESTA CV
CARVERS BAY RUN
GREEN ASH CT
VIRGINIA HILLS CT
SEAMIST PT
WESTWIND PT
HARBOUR PT
DRIFTWOOD PT
BURNING TREE RD
BURNING TREE CT
MISTY CT
SEAMIST PL
WILLOWIND TRL
WILLOWIND CT
WELLINGHAM CT
ORCHARD PL
THORNAPPLE DR
RUST LEAF CT
GOLDEN HARVEST DR
HARVEST BAY DR
AUTUMN BREEZE DR
BENDING OAKS CT
CHESTERBROOK CT
BARRY KNOLL WAY
COLDWATER RD
WILLOW COVE
COVE CREST
WAYCLIFFE CT
WESTWIND DR
THORNAPPLE CV
KRUSE LA
WESTWIND PL
TRAILS END
CLARION DR
GOLDEN HARVEST DR
FALLEN LEAF CT
WEST AUTUMN LA
AUBURN RD
WIND STAR CT
HAMPTON WOOD DR
WIND STAR CT
I-69
NORTH STAR PL
GRAND RIVER DR
JEWEL CT
BRIGHTMOOR DR
DORSAY CT
BAYWOOD TRL
BAYWOOD TRL
T LA
WINDRIFT LA
COLONY CT
MONET CV
MONET DR
CHAMPAGNE CT
DURHAM CT
GLEN EAGLE LA
AUTUMN RUN
MONET CT
AUTUMN TREE DR
WOODSTREAM RIDGE CT
LINDEN GROVE DR
MISTY OAKS TRL
CANDLEWOOD WAY
TRAILS NORTH DR
(PRIVATE ST)
PENCROSS DR
SHALIMAR DR
CANTER CT
WAYFAIR PL
RANSOM DR
LINDEN GROVE DR
BRETON LA
KINGS CROSSING
LINCROFT DR
WOODSHIRE CT
WESTWIND CT
WESTWIND DR
CARRIAGE PL
WINDRIDGE CT
WINGATE DR
COLDWATER RD
OLD
LANTERN LA
LANTERN
TRL
RANSOM CT
NORTHWAY DR
WESTERN DR
E DR
PINE MILLS RD
OLD COLONY RD
SOUTHWAY DR
EASTERN DR
VALLEY O PINES PKWY
AUBURN RD
RDEGO PKWY
PATRICIAN PL
MILL LAKE CV
SANDPIPER CV
WESTMORE CT
OLD AUBURN COVE
BRIGHTWOOD CT
KENBRIDGE CT
WESTMORE DR
LONGWOOD DR
WILDERNESS RD
MILL LAKE RD
LAKE POINTE DR
TRADERS CROSSING
BRANDYWINE TRL
RADFORD CT
BAY BRIDGE RD
MILL POINTE
PINE MILLS RD
PINE MILLS CT
TRADERS CT
CHANTERELLE DR
BRANDYWINE DR
BRANDYWINE CT
WOOD FLOWER CT
WILD FLOWER PL
CULPEPPER CT
LAKE POINTE CV
HAVERFORD PL
TRADERS PS
RICHMOND DR
ALBE-MARLE CT
LONGWOOD CT
BRIDGE POINTE
TRADERS PT
TRADERS
CROSSING
WHITE HALL CT
WHITEHALL DR
E DUPONT RD
LOCHINVAR DR
E DUPONT RD
WOODLAND PLAZA PKWY
BRANDYWINE DR
KEEN PL
WOODLAND PLAZA DR
RUSHTON PS
SUMMER GLEN PL
WINDMILL RIDGE RUN
HELTER LD RUN
WOODLAND PLAZA RUN
CALVERTON PS
TRL
DARON CT
SAGE CT
ETHEN CT
WOODLAND PLAZA CV
SONA MARIE CT
SILVER LAKE CT
DEN MEADOWS PL
NTLEY WOODS DR
DR
CALVERTON CT
CHOCTAW PS
MER

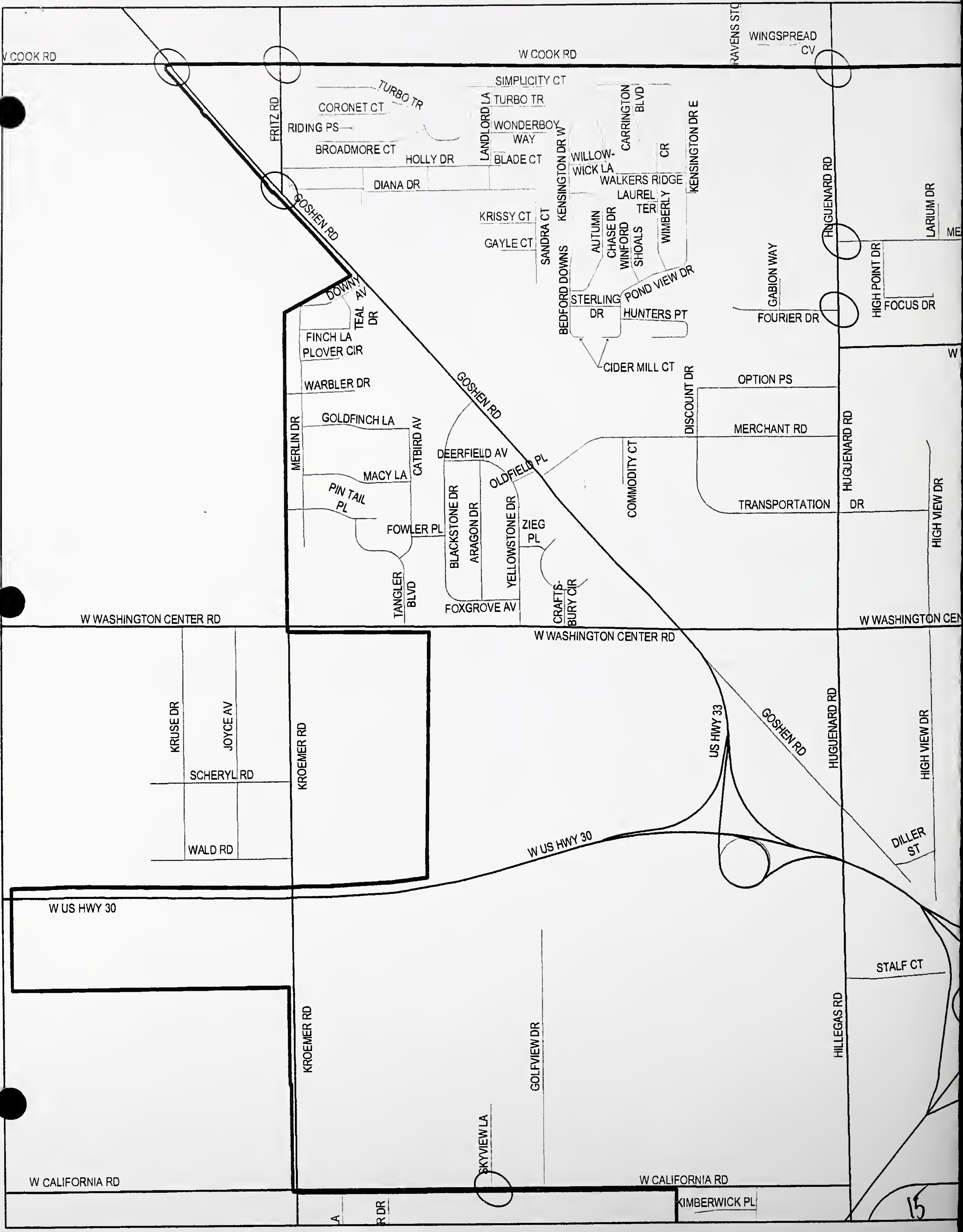
NORTH

AUBURN ROAD AND SOUTHWAY DRIVE
AUBURN ROAD AND NORTHWAY DRIVE
WASHINGTON CTR ROAD AND CROSS CREEK BLVD
800-900 LADDIE LANE

13


SIR CV
TRELLIS CV
STOWAWAY
COVE
RU
SUGAR
CV
MILL DR
BAY
MARRO CT
UNE CREEK CV
CHERRY MILL PKWY
SEA VIEW CV
TREASURE
DRAKES
SKIPJACK CV
ST JOE CENTER RD
ST JOE CENTER RD
CREEK MILL RUN
MOUND CREEK CV
BROCKPORT RUN
CHISWELL RUN
SHADECREEK PL
SR-469
MEIJER DR
R PINE WAY
TRISHLYN CV
QUAIL CANYON DR
FOX
CUTTERS CREEK
BRADENTON RD
TIMBER WHEEL CT
ACCESS RD
LITCHFIELD RD
OLD GRIST MILL PL
MILL
MILL RIDGE RUN
RUN
TIMBERS END PL
PEPPER MILL PL
MILLWRIGHT PL
MILLERS CV
ARBOR VIEW CT
WHEELOCK RD
SHACKELFORD RD
CANOPY LA
RCHARD VIEW CT
MAYSVILLE RD
SHADOW LAKE LA
WINDSOR OAKS DR
VALLEY FORGE PL
WHEATRIDGE RD
LA
PIN OAK CIR
FALL BROOK
SWEETWATER PL
ACORN LA
SCHWARTZ RD
LOCKWOOD DR
CREEK RIDGE PL
LAUREL HURST PL
STELLHORN RD
HORN RD
EAST CR
CADENA CT
FLAGSTAFF CV
WEST CR
STELLHORN CROSSING BLVD
MAYSVILLE PARK BLVD
AY
CV
LLA DR
NADINA
WHITFIELD CHASE
MAYSVILLE RD
HALL PKWY
BONITA PL
BERKSHIRE PKWY
FORTUNA WAY
A DR
STANTON
ER RD

NORTHEAST
10525 STELLHORN ROAD
SCHWARTZ ROAD AND STELLHORN ROAD
ST. JOSEPH CENTER ROAD AND MEIJER DRIVE
9300 SHACKLEFORD ROAD
9300 LOCKWOOD DRIVE


W COOK RD
W COOK RD
RAVENS ST
WINGSPREAD CV
SIMPLICITY CT
TURBO TR
TURBO TR
CORONET CT
RIDING PS
BROADMORE CT
FRITZ RD
HOLLY DR
LANDLORD LA
WONDERBOY WAY
BLADE CT
KENSINGTON DR W
CARRINGTON BLVD
KENSINGTON DR E
WILLOW-WICK LA
CR
WALKERS RIDGE
DIANA DR
LAUREL TER
KRISSY CT
SANDRA CT
GAYLE CT
AUTUMN CHASE DR
WINFORD SHOALS
WIMBERLY
HUGUENARD RD
LARIUM DR
ME
HIGH POINT DR
FOCUS DR
GABION WAY
FOURIER DR
GOSHEN RD
BEDFORD DOWNS
STERLING DR
POND VIEW DR
HUNTERS PT
CIDER MILL CT
DOWNY AV
TEAL DR
FINCH LA
PLOVER CIR
WARBLER DR
W
OPTION PS
DISCOUNT DR
MERCHANT RD
GOSHEN RD
GOLDFINCH LA
MERLIN DR
CATBIRD AV
DEERFIELD AV
OLDFIELD PL
COMMODITY CT
HUGUENARD RD
MACY LA
PIN TAIL PL
TRANSPORTATION DR
HIGH VIEW DR
BLACKSTONE DR
ARAGON DR
YELLOWSTONE DR
ZIEG PL
FOWLER PL
TANGLER BLVD
FOXGROVE AV
CRAFTS-BURY CIR
W WASHINGTON CENTER RD
W WASHINGTON CENTER RD
W WASHINGTON CEN
KRUSE DR
JOYCE AV
KROEMER RD
US HWY 33
GOSHEN RD
HUGUENARD RD
HIGH VIEW DR
SCHERYL RD
WALD RD
W US HWY 30
DILLER ST
W US HWY 30
STALF CT
KROEMER RD
GOLFVIEW DR
HILLEGAS RD
SKYVIEW LA
W CALIFORNIA RD
W CALIFORNIA RD
KIMBERWICK PL
A
R DR

LAWTON PLACE LIFT STATION IMPROVEMENTS
RESOLUTION NO. 1945-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The CONTRACTOR shall furnish all labor, materials, supplies, and equipment required to perform point repairs of damaged sewer pipe in sporadic areas of the city by means of open cut excavation as indicated in the project documents and drawings.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Lawton Place Lift Station Improvements.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is **$143,080.00.**

APPROVED THIS 28th DAY OF March, 2007.

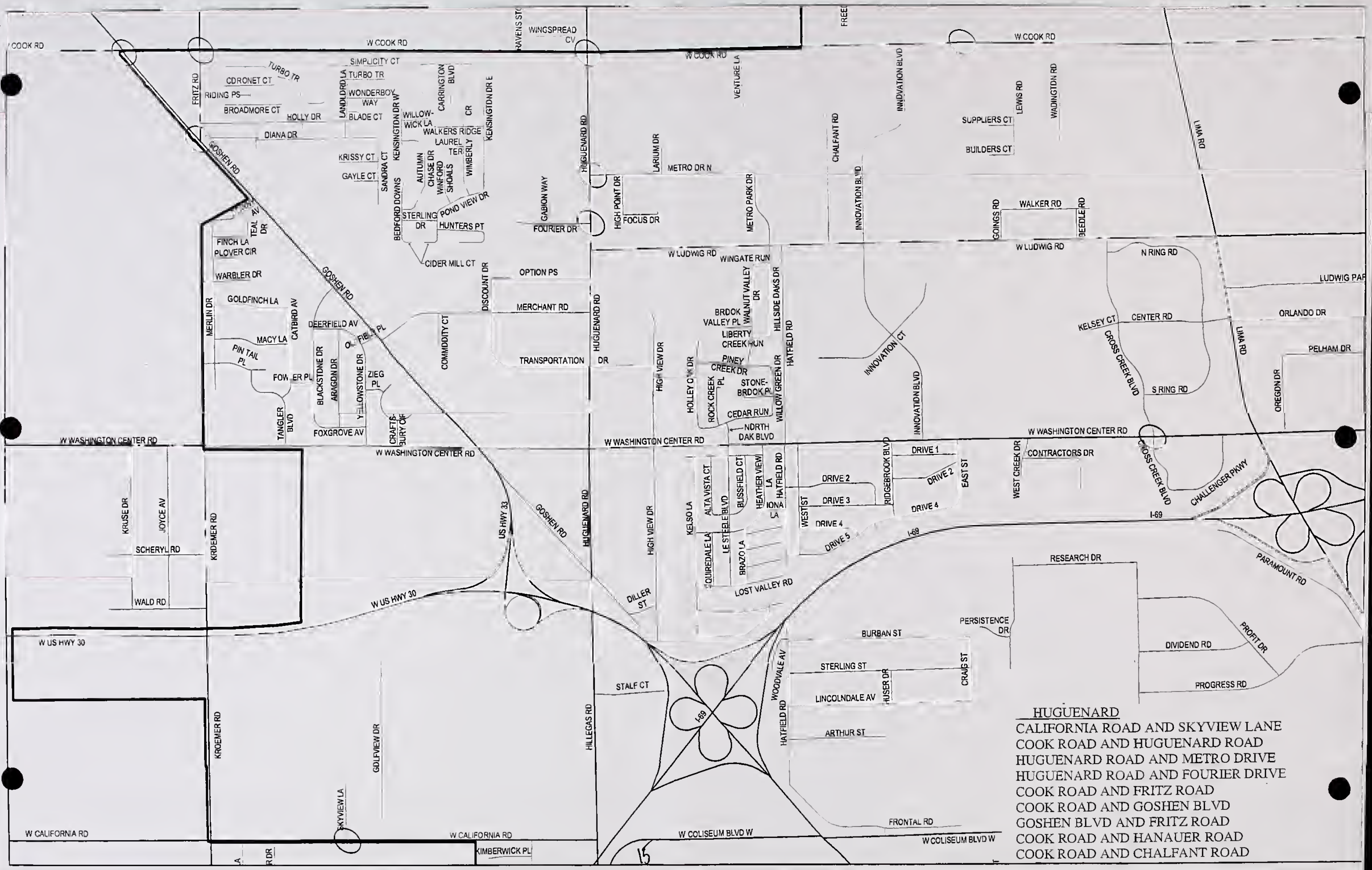
BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk


W COOK RD
W COOK RD
W COOK RD
W COOK RD
WINGSPREAD CV
RAVENS STO
FREE
FRITZ RD
TURBO TR
CORONET CT
RIDING PS
BROADMORE CT
HOLLY DR
DIANA DR
SIMPLICITY CT
TURBO TR
WONDERBOY WAY
BLADE CT
LANDLORD LA
CARRINGTON BLVD
WILLOW-WICK LA
WALKERS RIDGE
CR
KENSINGTON DR W
KENSINGTON DR E
LAUREL TER
KRISSY CT
GAYLE CT
SANDRA CT
BEDFORD DOWNS
AUTUMN CHASE DR
WINFORD SHOALS
WIMBERLY
POND VIEW DR
STERLING DR
HUNTERS PT
CIDER MILL CT
GOSHEN RD
TEAL AV
DR
FINCH LA
PLOVER CIR
WARBLER DR
GOLDFINCH LA
MERLIN DR
CATBIRD AV
MACY LA
PIN TAIL PL
FOWLER PL
TANGLER BLVD
DEERFIELD AV
OLD FIELD PL
BLACKSTONE DR
ARAGON DR
YELLOWSTONE DR
ZIEG PL
CRAFTSBURY CIR
FOXGROVE AV
COMMODITY CT
DISCOUNT DR
OPTION PS
MERCHANT RD
TRANSPORTATION DR
GABION WAY
FOURIER DR
HUGUENARD RD
HUGUENARD RD
HIGH POINT DR
FOCUS DR
LARIUM DR
METRO DR N
METRO PARK DR
VENTURE LA
CHALFANT RD
INNOVATION BLVD
INNOVATION BLVD
INNOVATION BLVD
INNOVATION CT
SUPPLIERS CT
BUILDERS CT
LEWIS RD
WADINGTON RD
LIMA RD
LIMA RD
GOINGS RD
WALKER RD
BEEDLE RD
W LUDWIG RD
W LUDWIG RD
WINGATE RUN
WALNUT VALLEY DR
HILLSIDE OAKS DR
BROOK VALLEY PL
LIBERTY CREEK RUN
PINEY CREEK DR
HATFIELD RD
HIGH VIEW DR
HOLLEY OAK DR
ROCK CREEK PL
STONE-BROOK PL
WILLOW GREEN DR
CEDAR RUN
NORTH OAK BLVD
N RING RD
LUDWIG PAR
KELSEY CT
CENTER RD
ORLANDO DR
CROSS CREEK BLVD
PELHAM DR
S RING RD
OREGON DR
W WASHINGTON CENTER RD
W WASHINGTON CENTER RD
W WASHINGTON CENTER RD
W WASHINGTON CENTER RD
KRUSE DR
JOYCE AV
KROEMER RD
SCHERYL RD
WALD RD
US HWY 33
GOSHEN RD
HUGUENARD RD
HIGH VIEW DR
KELSO LA
ALTA VISTA CT
LE STEELE BLVD
BLISSFIELD CT
HEATHER VIEW LA
HATFIELD RD
IONA LA
QUIREDALE LA
BRAZO LA
LOST VALLEY RD
WEST ST
DRIVE 1
DRIVE 2
DRIVE 2
DRIVE 3
DRIVE 4
DRIVE 4
DRIVE 5
RIDGEBROOK BLVD
EAST ST
WEST CREEK DR
CONTRACTORS DR
CROSS CREEK BLVD
CHALLENGER PKWY
I-69
I-69
I-69
PARAMOUNT RD
RESEARCH DR
W US HWY 30
W US HWY 30
DILLER ST
PERSISTENCE DR
BURBAN ST
STERLING ST
HUSER DR
CRAIG ST
LINCOLNDALE AV
ARTHUR ST
WOODVALE AV
HATFIELD RD
DIVIDEND RD
PROFIT DR
PROGRESS RD
STALF CT
HILLEGAS RD
KROEMER RD
GOLFVIEW DR
SKYVIEW LA
W CALIFORNIA RD
W CALIFORNIA RD
KIMBERWICK PL
R DR
W COLISEUM BLVD W
W COLISEUM BLVD W
FRONTAL RD

HUGUENARD
CALIFORNIA ROAD AND SKYVIEW LANE
COOK ROAD AND HUGUENARD ROAD
HUGUENARD ROAD AND METRO DRIVE
HUGUENARD ROAD AND FOURIER DRIVE
COOK ROAD AND FRITZ ROAD
COOK ROAD AND GOSHEN BLVD
GOSHEN BLVD AND FRITZ ROAD
COOK ROAD AND HANAUER ROAD
COOK ROAD AND CHALFANT ROAD

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LAWTON PLACE LIFT STATION IMPROVEMENTS
RESOLUTION NO. 1945-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The CONTRACTOR shall furnish all labor, materials, supplies, and equipment required to perform point repairs of damaged sewer pipe in sporadic areas of the city by means of open cut excavation as indicated in the project documents and drawings.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Lawton Place Lift Station Improvements.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is **$143,080.00.**

APPROVED THIS 28th DAY OF March, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

FLAUGH DITCH LIFT STATION IMPROVEMENTS
RESOLUTION NO. 1729-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The CONTRACTOR shall furnish all labor, materials, supplies, and equipment required to perform point repairs of damaged sewer pipe in sporadic areas of the city by means of open cut excavation as indicated in the project documents and drawings.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Flaugh Ditch Lift Station Improvements.**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue) and reimbursed through the Menard's TIF.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is **$166,500.00.**

APPROVED THIS 28th DAY OF March, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY:
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

AWARD: Resolution #94-2-28-07-2, 2007 Street Vehicle and Equipment Lease Financing to Suntrust Leasing Company in the amount of $835,000.00.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

Date: March 28, 2007

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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2007 Street Vehicle a[illegible] Equipment Lease

Principal Amount: $ 835,000

SEMI-ANNUAL PAYMENTS

	BID BOND INCL	INT RATE	RATE EXPIR	CARRYING CHARGES 3/30/07-8/15/07	# OF PYMTS	STATED SEMI-ANNUAL PAYMENT	CALCULATED TOTAL PAYMENTS	STATED TOTAL PAYMENTS	TOTAL PYMTS INCL CARYNG CHRGS	TOTAL COST OF FINANCING	
Banc of America	0	0.000%		$0.00	0	$0.00	$0.00	$0.00	$0.00	$0.00	FIXED-5 Yr US Treasury Obligations x .95 basis pts
Chase Equipment Leasing	YES	3.8960%	3/30/2007	$0.00	10	$92,261.98	$922,619.80	$922,619.80	$922,619.80	$87,619.80	Lessors cost of funds
Fairfield Financial Services	YES	5.900%	6/30/2007	$0.00	10	$97,788.19	$977,881.90	$977,881.90	$977,881.90	$142,881.90	
SunTrust Leasing	YES	3.720%	4/30/2007	$0.00	10	$91,920.43	$919,204.30	$919,204.30	$919,204.30	$84,204.30	+500 Escrow Fee + $600 Documentation Fee
Wells Fargo	YES	3.990%	4/30/2007	$0.00	10	$92,455.82	$924,558.20	$924,558.20	$924,558.20	$89,558.20	Subject to adjustment according to non bank qualified, tax exempt market conditions. Locked for first 30 days

Equipment:		
2 Two Ton Trucks	140,000	
2 Single Axle Trucks	260,000	
1 Motor Grader	200,000	
1 Chip & Seal Roller	100,000	
1 Front End Loader	110,000	
Contingency	25,000	$ 835,000

TILL/STANLEY/CREMER UTILITY INFRASTRUCTURE IMPROVEMENTS
POTABLE WATER, PHASE I.
IMPROVEMENT RESOLUTION NO. 94-3-28-07-1

1981-2007

Work Order No. 65704

WHEREAS, growth patterns and development trends indicate that substantial community growth can be anticipated near the northwestern portion of the City;

WHEREAS, for orderly growth to occur, satisfactory urban services such as sanitary sewer and potable water facilities must be present to accommodate that growth;

WHEREAS, the most logical way from an engineering and fiscal perspective to provide satisfactory potable water service to the growth areas would be to extend the City's existing potable water system a sufficient distance into the area where land development is anticipated to occur;

WHEREAS, the above titled improvement involves the installation of approximately 4,600 LF of 12" water main piping, several fire hydrants, several valves and necessary appurtenances; and

WHEREAS, Water Resources has received responses to invitational bid requests for a portion of said improvements, which are attached hereto, from the following contractors:

Fleming Excavating	**$54,036.45**
Geiger Development	**$76,534.25**
Kurtz Excavating	**$66,574.85**
Liberty Construction	**$39,835.37**
Scheidleman Excavating	**$59,998.53**

NOW THEREFORE, the Board of Works hereby declares the improvement is necessary and requests the Purchasing Department to issue a Purchase Order to **Liberty Construction** in the amount of **$39,835.37**.

Adopted this 28th day of March, 2007.

BOARD OF PUBLIC WORKS

By: Regina A. Kostoff
Regina A. Kostoff, Chair

By: John Suarez
John Suarez, Member

By: Ryan P. Chasey
Ryan P. Chasey, Member

Attest: Marilyn Huth
Clerk Marilyn Huth

IMPROVEMENT RESOLUTION NO. 7123-07

SALISBURY DRIVE
WORK ORDER NO. 11999

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: SALISBURY DRIVE FROM EMBASSY DRIVE TO 100± LF NORTH OF MONTFORD DRIVE BY PARTIAL RECONSTRUCTION OF CONCRETE PAVEMENT, RECONSTRUCTION OF CONCRETE DRIVE APPROACHES AND CONCRETE ADA CURB RAMPS, REHABILITATION OF STORM DRAINAGE, MULCH AND SEED RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 28th day of March, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: SALISBURY DRIVE
DATE: 3-22-07
BID DATE: 4-18-07

RES. NO.: 7123-0
W.O. NO.: 11999

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	REMOVAL OF CONCRETE	2,296	SY	$8.00	$18,368.00
2	CEMENT CONCRETE PAVEMENT, PLAIN, 6 INCHES (7-BAG MIX W / SUPERPLASTICIZER)	1,932	SY	$29.00	$56,028.00
3	CONCRETE SIDEWALK (4")	82	SY	$25.00	$2,050.00
4	CONCRETE PAVEMENT FOR RESIDENTIAL DRIVE (6")	210	SY	$28.00	$5,880.00
5	CONCRETE WINGWALKS & RAMPS	72	SY	$43.00	$3,096.00
6	UNDERDRAIN, 6" PERFORATED PLASTIC, GROUP "K"	910	LF	$11.00	$10,010.00
7	CASTING, TYPE "C" (FURNISHED AND ADJUSTED TO GRADE)	5	EA	$425.00	$2,125.00
8	COMPACTED AGGREGATE FOR BASE TYPE "O" NO. 53 STONE	395	TON	$18.00	$7,110.00
9	TOPSOIL	110	TON	$18.00	$1,980.00
10	SEED , MULCH, & FERTILIZER	380	SY	$2.00	$760.00
11	FERTILIZE TREE	22	EA	$43.00	$946.00
12	BACKFILL BEHIND CURB	60	TON	$7.00	$420.00
13	BED COURSE MATERIAL	62	TON	$8.00	$496.00
14	TYPE III BARRICADES	4	EA	$65.00	$260.00
15	CONSTRUCTION SIGNS TYPE "A"	4	EA	$70.00	$280.00
16	PLASTIC DRUMS WITH FLASHERS	46	EA	$16.00	$736.00
17	MAINTENANCE OF TRAFFIC	1	LS	$5,500.00	$5,500.00
18	MOBILIZATION AND DE-MOBILIZATION	1	LS	$4,400.00	$4,400.00

SUB-TOTAL:	$120,445.00
E&I @ 25%	$30,111.25
TOTAL:	**$150,556.25**

HOLD HARMLESS AGREEMENT

This Agreement made and entered into by and between **Poet's Café Inc., d/b/a Columbia Street West** and the City of Fort Wayne, Indiana, for a period beginning **May 1, 2007** and continuing through close of business on **October 31, 2007**.

WITNESSETH:

WHEREAS, **Poet's Café., d/b/a Columbia Street West**, intends to operate a sidewalk restaurant at 135 Columbia Street, Fort Wayne, Indiana, which sidewalk restaurant shall be approximately 10 feet by 30 feet on the south side of the street presently occupied by Columbia Street West, and

WHEREAS, the City of Fort Wayne is willing to allow the use of said sidewalk and adjacent areas under the following conditions:

1. The City of Fort Wayne grants to **The Poet's Café Inc., d/b/a Columbia Street West** the right to use approximately 10 feet by 30 feet on the south side of the street space on the sidewalk as shown on the plot plan which is attached hereto, marked "Exhibit A", and made part hereof.

2. **The Poet's Café Inc., d/b/a Columbia Street West** agrees that it will hold harmless and indemnify the City of Fort Wayne from any and all claims which may be made against the City of Fort Wayne by any person for personal injury or property damage resulting directly or indirectly from any act, incident or accident occurring on or about the premises of sidewalk being utilized by the **Poet's Café Inc., d/b/a Columbia Street West** as a result of the acts, errors or omissions of all third parties, the **Poet's Café Inc., d/b/a Columbia Street West** or its agents, or arising in connection with the operations, use or occupancy of the premises by the **Poet's Café Inc., d/b/a Columbia Street West**.

3. **The Poet's Café Inc., d/b/a Columbia Street West** further agrees to waive all claims against the City of Fort Wayne on account of loss, damages or injury from whatever cause which may occur to it or its property in the use of occupancy of said premises, the giving of this waiver being one of the considerations upon which this agreement is granted.

4. **The Poet's Café Inc., d/b/a Columbia Street West** shall maintain adequate pedestrian right-of-way at all times.

In Witness whereof, the parties have set their hands this 28th day of March, 2007.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

By: Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

By: John Freistroffer
John Freistroffer, Owner
Poet's Café Inc., d/b/a Columbia Street West

Attest: Marilyn Huth
Marilyn Huth, Clerk

Approved as to form and legality________________________

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: April 4, 2007

RE: 2007 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $221,907.81 to be paid from the proceeds of the 2007 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #2

Dimension Ford	212,161.00
Barney's Auto Electric	4,612.01
Tessco	284.80
Bridge Manufacturing & Equipment Co	4,850.00
Total for Payment Requests	**$ 221,907.81**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

April 4, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: April 4, 2007

RE: 2006 Financial System Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $5,808.16 to be paid from the proceeds of the 2006 Financial System Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Tyler Technologies	PR #9	5,808.16
	Total for Payment Requests	**$ 5,808.16**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

April 4, 2007

Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: March 20, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payment with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payment in the amount of **$ 39,505.00** to be paid from 2005 State Revolving Funds. This expense is for the WPCP Dechlorination Project – W.O. 75003.

Draw #109	Hagerman Inc.	$ 39,505.00
	Total SRF Payment	**$ 39,505.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

April 4, 2007

Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: March 28, 2007

RE: Water SRF (STATE REVOLVING FUNDS) - **2006**

Please include the following SRF payment with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payment reimbursing City Utilities. The amount of **$ 98,582.00** will be paid from the 2006 Water State Revolving Fund loan. These expenses are for legal services as eligible issuance costs.

Draw #11	City Utilities – Ft. Wayne Municipal Waterworks	$ 98,582.00
Total SRF Payment		**$ 98,582.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

April 4, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: April 4, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $5,333.33 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at LaSalle Bank.

Geotechnical & Materials Engineers	Req #17	1,237.33
Thomas Black & Associates	Req #17	1,156.00
Sturtz Public Management Group	Req #17	2,940.00
	Total for Requests	**$ 5,333.33**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

April 4, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: April 4, 2007

RE: 2006 Fire Truck Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $11,790.00 to be paid from the proceeds of the 2006 Fire Truck Lease Financing which are held in an escrow at JP Morgan Trust Company.

Towers Fire Apparatus, Inc.	Req #6	11,790.00
	Total for Request	**$ 11,790.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

April 4, 2007

Date

DIGESTER NO 6 UPGRADE PROJECT
RESOLUTION NO. 1786-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

> Improvements to existing anaerobic digestion facilities including provision of a new gasholder cover, mixing system, and gas handling equipment for Digester No. 6, new sludge pumping equipment, and associated piping, electrical, and instrumentation and control systems. Work will include removal of the existing cover for Digester No. 6 and removal of sludge pumping equipment, piping, electrical, instrumentation and control, and associated facilities. Work will also include structural modifications to Digester No. 6 and improvements to the adjacent service tunnel including crack repair and coating.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Digester No 6 Upgrade Project

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (BOND).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $2,400,000

APPROVED THIS 4th DAY OF April, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY:
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

LUDWIG PARK EAST
DRAINAGE IMPROVEMENT
RESOLUTION NO. 1832-2007

RESOLUTION by the Board of Storm water Management of the City of Fort Wayne, Indiana, that:

Orders the construction of approximately 10,233 L.F. of 6-inch to 15-inch storm sewer pipe with all appurtenant manhole, inlet and drainage intake structures, associated with the drainage improvement along Ludwig Rd., Ludwig Park Dr., Orlando Dr., and Pelham Dr. between Sharon Dr. and Rodenbeck Dr.

Declares that said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled"LUDWIG PARK EAST DRAINAGE IMPROVEMENT".

Declares the cost of said improvements shall be paid by STORMWATER UTILITY BOND FUNDS.

Declares the "LUDWIG PARK EAST DRAINAGE IMPROVEMENT" project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that the "LUDWIG PARK EAST DRAINAGE IMPROVEMENT" project is of public utility and benefit.

Declares the "LUDWIG PARK EAST DRAINAGE IMPROVEMENT" project does require the acquisition of property rights (fourteen permanent drainage easements).

Declares the engineer's estimate of "LUDWIG PARK EAST DRAINAGE IMPROVEMENT" project's total cost is $1,002,690.00

Declares the "LUDWIG PARK EAST DRAINAGE IMPROVEMENT" project will not change fees currently paid by property owners in the area.

ADOPTED THIS 4th **DAY OF** April**, 2007**

BOARD OF STORMWATER MANAGEMENT

BY: ______________________
Greg Meszaros, Chairman

BY: John Suarez
John Suarez, Member

BY: Regina A. Kostoff
Regina A. Kostoff, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

RESOLUTION NO. 94-4-4-07-2

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA AUTHORIZING USE OF SPACE IN THE CIVIC CENTER GARAGE FOR PUBLIC PURPOSES

WHEREAS, the Board of Public Works for the City of Fort Wayne (the "Board"), is the owner of Lots 110 through 115 in the Samuel Hanna's First Addition to the City of Fort Wayne, and the vacated alley between Lots 112 and 113, which real property is located on the east side of the 1000 block of South Calhoun Street, and on which property is located the Civic Center Garage; and

WHEREAS, the City of Fort Wayne is reconstructing the streetscapes in three blocks of Calhoun Street between Jefferson and Berry Streets, which project includes the installation of lights and an audio system that need to be controlled from a central control center; and

WHEREAS, the City wants to use the former waiting room on the west side of the garage as the location for the equipment that will control the lights and audio system; and

WHEREAS, the Board has determined that use of the former waiting room for the control equipment will not interfere with any existing or proposed use of the room.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

1. That use of the former waiting room on the west side of the Civic Center Garage as the location for equipment that will control the lights and audio system on the three blocks of Calhoun Street between Jefferson and Berry Streets is hereby approved.

2. That this Resolution shall be in full force and effect upon its adoption by

the Board of Public Works for the City of Fort Wayne.

* * * * *

ADOPTED at a meeting of the Board of Public Works held on April 4, 2007.

BOARD OF PUBLIC WORKS OF THE
CITY OF FORT WAYNE, INDIANA

Regina A. Kostoff
Regina A. Kostoff, Chair

Ryan P. Chasey
Ryan P. Chasey, Member

John Suarez
John Suarez, Member

ATTEST:

Marilyn Huth
Marilyn Huth, Clerk

IMPROVEMENT RESOLUTION NO. 7126-07

CALHOUN STREET SIDEWALKS
WORK ORDER NO. 12002

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: CALHOUN STREET WITH SIDEWALKS (EAST SIDE ONLY) WHERE NECESSARY, FROM TILLMAN ROAD TO DUNBAR STREET BY CONSTRUCTING SIDEWALKS, CONCRETE DRIVE APPROACHES, CURB RAMPS, DRAINAGE, AND SEED MULCH RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 4th day of April, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT CALHOUN STREET SIDEWALK Tillman to Dumbar
DATE: March 26, 2007
BID DATE: April 25, 2007

RES. NO.: 7126-07
W.O. NO.: 12002

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	REMOVAL of CURBS	145	LF	$6.00	870.00
2.	REMOVAL of CONCRETE	668	SY	$6.50	4,342.00
3.	Tree Removal: (over 24" to 36") 30" size (UNDISTRIBUTED QUANTITY)	1	EA	$450.00	450.00
4.	LINEAR GRADING	23	STA	$120.00	2,760.00
5	BITUMINOUS MIXTURE for PATCHING	35	TON	$65.00	2,275.00
6.	CONCRETE CURB TYPE III	60	LF	$12.00	720.00
7.	CONCRETE SIDEWALK 4 inch	1,105	SY	$24.00	26,520.00
8.	CONCRETE SIDEWALK 6 inch	12	SY	$28.50	342.00
9.	CONCRETE WINGWALK and RAMPS 6 inch	130	SY	$28.50	3,705.00
10.	CONCRETE CURBFACE WALK 8 inch	60	SY	$31.50	1,890.00
11.	CEMENT CONCRETE PAVEMENT for DRIVEWAYS 6 inch RESIDENTIAL	320	SY	$27.00	8,640.00
12.	CEMENT CONCRETE PAVEMENT for DRIVEWAYS 8 inch COMMERCIAL	300	SY	$29.00	8,700.00
13.	CASTING ADJUSTED to GRADE	10	EA	$165.00	1,650.00
14.	CASTING FURNISHED and ADJUSTED to GRADE TYPE " C "	2	EA	$400.00	800.00
15.	CASTING FURNISHED and ADJUSTED to GRADE TYPE " A "	2	EA	$385.00	770.00
16.	WATER VALVE (curb box) ADJUSTED to GRADE	18	EA	$35.00	630.00
17.	WATER VALVES (curb box) FURNISHED and ADJUSTED to GRADE	5	EA	$65.00	325.00
18.	WATER VALVE ADJUSTED to GRADE	8	EA	$50.00	400.00
19.	WATER VALVE FURNISHED and ADJUST to GRADE	2	EA	$145.00	290.00
20.	TYPE " O " COMPACTED AGGREGATE for DRIVEWAYS # 53 or # 73 STONE	25	TON	$20.00	500.00
21.	BED COURSE MATERIAL	410	TON	$10.00	4,100.00
22.	TOP SOIL	90	TON	$14.00	1,260.00
23.	MULCHED SEEDING	675	SY	$1.00	675.00
24.	FERTILIZE TREES	8	EA	$35.00	280.00
25.	TRANSPLANT EVERGREEN BUSH	1	EA	$75.00	75.00
26.	PED. SIGNAL w/LEDS	2	EA	$500.00	1,000.00

27.	PED. PUSH BUTTON w/SIGN	2	EA	$200.00	400.00
28.	8' PEDESTAL and BASE	1	EA	$500.00	500.00
29.	PEDESTAL BASE FOUNDATION	1	EA	$500.00	500.00
30.	CONNECT PED. BASE to EXISTING HANDHOLE	1	LS	$500.00	500.00
31.	5c/14 SIGNAL CABLE	300	LF	$1.25	375.00
32.	LINE, REMOVAL, 24 inch STOP BAR	35	LF	$12.00	420.00
33.	LINE, REMOVAL , 12 inch GORE	12	LF	$6.00	72.00
34.	LINE, REMOVAL , 8 inch GORE	50	LF	$4.00	200.00
35.	LINE, REMOVAL , 4 inch GORE (UNDISTRIBUTED QUANTITY)	50	LF	$2.00	100.00
36.	TRANSVERSE MARKING, THERMOPLASTIC 24 inch STOP BAR	36	LF	$10.00	360.00
37.	TRANSVERSE MARKING, THERMOPLASTIC 6 inch CROSSWALK	150	LF	$3.50	525.00
38.	REMOVE and RESET GUARDRAIL	1	LS	$40.00	40.00
39.	FENCE, REMOVE and RESET	5	LF	$25.00	125.00
40.	CONSTRUCTION SIGN, TYPE ". A "	20	EA	$50.00	1,000.00
41.	CONSTRUCTION ENGINEERING	1	LS	$500.00	500.00
42.	MAINTENANCE of TRAFFIC	1	LS	$3,137.36	3,137.36
4[illegible].	MOBILIZATION and DEMOBILIZATION	1	LS	$3,921.70	3,921.70

SUB-TOTAL:	86,645.06
E&I @16%	13,863.21
TOTAL:	**100,508.27**

IMPROVEMENT RESOLUTION NO. 7132-07

DAVEWAY PARK ADDITION STREET IMPROVEMENTS
WORK ORDER NO. 11902

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: DAVEWAY PARK ADDITION: DRAKE DR. FROM 120' E. OF BAYLOR DR. TO GILFORD DRIVE, AND CLEMSON DRIVE FROM GILFORD DRIVE TO RUTGERS DRIVE; BY RECONSTRUCTION OF ROADWAY, I.E. CEMENT CONCRETE PAVEMENT REHABILITATION; WHICH INCLUDES, INTEGRAL CURBS, CONSTRUCTION OF UNDER-DRAIN, DRIVE APPROACHES, REHABILITATE STORM SEWER STRUCTURES, AND MULCHED SEEDING RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 4th day of April, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

35

ESTIMATE OF QUANTITIES

PROJECT: Daveway Park Addition RES. NO.: 7132-07

DATE: 3/20/2007 W.O. NO.: 11902

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization / Demobilization	1	LS	4000.00	4000.00
2.	Removal of Concrete	295	SY	5.50	1622.50
3.	Removal of Pavement	2501	SY	6.30	15756.30
4.	Special Concrete Curb Type II-A, Includes #4 deformed reinforcement bar placed longitudinally along curb-line	1445	LF	11.00	15895.00
5.	Cement Concrete Pavement, Plain, 6"	2501	SY	22.00	55022.00
6.	Concrete Wingwalk & Ramps	65	SY	36.50	2372.50
7.	Concrete Sidewalk, 4" (undistributed)	50	SY	25.00	1250.00
8.	Concrete Pavement for Residential Drive (6")	180	SY	26.00	4680.00
9.	Type "O" Compacted Aggregate for Base, No. 53	675	TN	15.00	10125.00
10.	Backfill Behind Curb (Borrow)	80	TN	8.00	640.00
11.	Bed Course Material	50	TN	12.00	600.00
12.	Underdrain,6" Perforated Plastic, Group K Pipe (incl. #8 Aggregate Backfill)	1330	LF	8.25	10972.50
13.	Expansion Joint with Load Transfer, One (1") inch	81	LF	12.00	972.00
14.	Pipe, RCP, Class III, 12" (Include Bedding and No. 53 Stone Backfill)	180	LF	50.00	9000.00
15.	Pipe, Ductile Iron, Class 50, 12" (Include Bedding and No. 53 Stone Backfill) for storm sewer application	70	LF	55.00	3850.00
16.	Casting, Type A, Furnished & Adjusted to Grade	1	EA	375.00	375.00
17.	Casting, Type C, Furnished & Adjusted to Grade	3	EA	350.00	1050.00
18.	Castings, Adjusted To Grade (undistributed)	1	EA	125.00	125.00
19.	Inlet, Type IV-E (2x3)	2	EA	2000.00	4000.00
20.	Manhole, Type I-C (Complete-In-Place)	1	EA	2500.00	2500.00
21.	Water Valves (Curb-Box) Adjusted to Grade (Pavement, Sidewalk, Parkstrip)	20	EA	30.00	600.00
22.	Water Valves (Valve-Box) Adjusted to Grade (Pavement, Sidewalk, Parkstrip)	2	EA	75.00	150.00
23.	Construction Signs, Type A With Construction Warning Light Type A	4	EA	55.00	220.00
24.	Standard Barricade, Type III-B With Signs, Type B Construction	12	EA	125.00	1500.00
25.	Top Soil	65	TN	15.00	975.00
26.	Mulched Seeding,	800	SY	1.50	1200.00
27.	Tree, Fertlize	24	EA	65.00	1560.00
28.	Maintenance of Traffic	1	LS	1000.00	1000.00

SUB-TOTAL:	152012.80
E&I @16%	24322.05
TOTAL:	**$176,334.85**

Revised: 02-13-04

IMPROVEMENT RESOLUTION NO. 7120-07

EAST STATE BOULEVARD VILLAGE
WORK ORDER NO. 11939

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: THE INTERSECTION OF EAST STATE BOULEVARD AND CRESCENT AVENUE BY MILLING AND RESURFACING THE EXISTING ASPHALT PAVEMENT, RECONSTRUCTION OF CONCRETE ADA CURB RAMPS, AND INSTALLATION OF NEW BRICK CROSSWALKS.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 4th day of April, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: East State Village

RES. NO.: 7120-07

DATE: 3/23/2007

W.O. NO.: 11939

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Pavement	260	S.Y.	10.00	2600.00
2.	Removal of Concrete	110	S.Y.	10.00	1100.00
3.	Surface Milling, Bituminous	1075	S.Y.	2.50	2687.50
4.	Concrete Wingwalk & Ramps (6")	100	S.Y.	45.00	4500.00
5.	Concrete Curbface Sidewalk (6")	10	S.Y.	32.00	320.00
6.	Bed Course Material	5	Ton	10.00	50.00
7.	Cement Concrete Pavement, Plain (9") High Early Includes 8"wide raised areas at Borders.	260	S.Y.	40.00	10400.00
8.	Brick Crosswalks	220	S.Y.	125.00	27500.00
9.	Bituminous Binder, No. 11 , HAC	60	Ton	60.00	3600.00
10.	Bituminous Surface, No. 11 , HAC	60	Ton	70.00	4200.00
11.	Type "O" Compacted Aggregate for Base, No.8	100	Ton	15.00	1500.00
12.	Flashing Arrow, Sign	65	Days	50.00	3250.00
13.	Construction Sign,Type A	22	EA	100.00	2200.00
14.	Construction Sign, Type B	4	EA	60.00	240.00
15.	Type III Barricade	3	EA	125.00	375.00
16.	Type III Barricade With Type A Sign	2	EA	200.00	400.00
17.	Type III Barricade With Type A and Type B Signs	2	EA	250.00	500.00
18.	Mobilization / Demobilization	1	LS	10000.00	10000.00
19.	Maintenance of traffic	1	LS	10000.00	10000.00

SUB-TOTAL:	85422.50
E&I @16%	13667.60
TOTAL:	**$99,090.10**

IMPROVEMENT RESOLUTION NO. 7113-07

CROWN COLONY CONCRETE STREET REPAIRS
WORK ORDER NO. 11981

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: WHITEFORD LN.: FROM WOODLYNN TO 4618 WHITEFORD LN., AND TREVERTON CT. - CONCRETE STREET REPAIRS, DRIVES, WALKS, ADA RAMPS, 12" STORM SEWER AND INLETS, SEED AND MULCH RESTORATION

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 4th day of April, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: CROWN COLONY CONCRETE REPAIRS RES. NO.: 7113-07

DATE: MARCH 27, 2007 W.O. NO.: 11981

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Concrete	245	SY	5.00	1225.00
2.	Removal of Pavement	1900	SY	5.00	9500.00
3.	Common Excavation, For Poor Soils Undistributed	30	CY	12.00	360.00
4.	Cement Concrete Pavement, Plain (6") J-Bolts Included	1900	SY	25.00	47500.00
5.	Concrete Sidewalk (4")	105	SY	25.00	2625.00
6.	Expansion Joint with Load Transfer, 1" Inche	54	LF	11.00	594.00
7.	Concrete Pavement for Residential Drive (6")	145	SY	24.00	3480.00
8.	Remove & Replace ADA Ramp	85	SY	44.00	3740.00
9.	Top Soil	65	TON	16.00	1040.00
10.	Mulched Seeding,	500	SY	1.50	750.00
11.	Backfill Behind Curb (Borrow)	50	TON	5.50	275.00
12.	Water Valves (Valve-Box) Adjusted to Grade	3	EA	35.00	105.00
13.	Water Valves (Valve-Box) Furnish & Adjust to Grad (If Broken / Deteriorated) Undistributed	1	EA	100.00	100.00
14.	Casting, Type C, Furnished & Adjusted to Grade	4	EA	400.00	1600.00
15.	Castings Adjusted to Grade	4	EA	200.00	800.00
16.	Casting Type "A", Furnished & Adjust to Grade Undistributed	1	EA	400.00	400.00
17.	Water Valves (Curb-Box) Adjusted to Grade Undistributed	2	EA	40.00	80.00
18.	Bed Course Material	85	TON	15.00	1275.00
19.	Underdrain, 6" Perforated Plastic,	400	LF	8.00	3200.00
20.	"V-Loc" Sign Support, Undistributed	1	EA	65.00	65.00
21.	Type "O" Compacted Aggregate for Base, No.53	625	TON	15.00	9375.00
22.	Geo Grid For poor Soils, Undistributed	40	LF	11.00	440.00
23.	Construction Sign, A	4	EA	80.00	320.00
24	Standard Barricade, Type II or Plastic Barrels Type C Const. Warning Light	20	EA	28.00	560.00
25	Standard Barricade, Type III - B	8	LS	140.00	1120.00
26	Pipe, RCP, Class IV, 12" (Include No. 53, Special Backfill)	85	LF	42.00	3570.00
27	Remove and Replace With 2x3 Inlet, Type IV - E	3	EA	2600.00	7800.00
28	Maintenance of Traffic	1	LS	4000.00	4000.00
29	Mobilization / Demobilization	1	LS	5000.00	5000.00

SUB-TOTAL:	110899.00
E&I @25%	27724.75
TOTAL:	$138,623.75

IMPROVEMENT RESOLUTION NO. 7129-07

OLIVER STREET - CURB & SIDEWALK RECONSTRUCTION
WORK ORDER NO. 11982

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Oliver Street from Pettit Avenue to Maple Grove Street; total reconstruction of: curb, sidewalk including yard walks, and drive approaches; fertilize trees, topsoil and mulched seeding.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 11th day of April, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Oliver - Pettit to Maple Grove

RES. NO.: 7129-07

DATE: 3/28/2007

W.O. NO.: 11982

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization / Demobilization	1	LS	3000.00	3000.00
2.	Removal of Concrete	1000	SY	6.50	6500.00
3.	Removal of Curb	1375	LF	5.50	7562.50
4.	Backfill Behind Curb (Borrow)	110	TN	13.00	1430.00
5.	Bed Course Material	398	TN	15.00	5970.00
6.	Concrete Curb Type III	1350	LF	15.00	20250.00
7.	Asphalt / Concrete Pavement Patching	185	SY	32.00	5920.00
8.	Concrete Sidewalk (4")	765	SY	25.00	19125.00
9.	Concrete Pavement for Residential Drive (6")	320	SY	28.00	8960.00
10.	Casting Type " A" Furnished & Adjusted to Grade	2	EA	325.00	650.00
11.	Casting, Curb-Box, Adjusted To Grade Undistributed	2	EA	125.00	250.00
12.	Water Valves (Valve-Box) Adjusted to Grade	3	EA	75.00	225.00
13.	Water Valves (Curb-Box) Adjusted to Grade	25	EA	45.00	1125.00
14.	Water Valves (Curb-Box) Furnish & Adjust to Grade (If Broken / Deteriorated)	1	EA	150.00	150.00
15.	Top Soil	95	TN	21.75	2066.25
16.	Tree, Fertilize	18	EA	95.00	1710.00
17.	Mulched Seeding	850	SY	2.00	1700.00
18.	Construction Sign, A	2	EA	150.00	300.00
19.	Maintenance of Traffic	1	LS	1000.00	1000.00

SUB-TOTAL:	87893.75
E&I @18%	16005.45
TOTAL:	**$103,899.20**

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Revised: 02-13-04

IMPROVEMENT RESOLUTION NO. 7125-07

RIVERSIDE AVENUE / ANDREW STREET CURB IMPROVEMENT
WORK ORDER NO. 12000

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: RIVERSIDE AVENUE FROM SPY RUN AVENUE TO GRISWOLD DRIVE BY RECONSTRUCTION OF CONCRETE CURBS, CONCRETE YARDWALKS, REHABILITATION OF STORM DRAINAGE, AND MULCHED SEEDING RESTORATION.

ANDREW STREET FROM SPRING STREET TO HUFFMAN STREET BY RECONSTRUCTION OF CONCRETE CURBS, CONCRETE YARDWALKS, CONCRETE ALLEY APPROACHES, AND MULCHED SEEDING RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 11th day of April, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

[illegible]OJECT: RIVERSIDE AND ANDREW ST. - CURBS
DATE: 4-5-07
BID DATE: 5-2-07

RES. NO.: 7125-07
W.O. NO.: 12000

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	REMOVAL OF CURB	2,860	SY	$6.00	$17,160.00
2.	REMOVAL OF CONCRETE	228	SY	$7.00	$1,596.00
3.	CONCRETE CURB TYPE III	2,010	LF	$18.00	$36,180.00
4.	CONCRETE CURB TYPE II-B	850	LF	$18.00	$15,300.00
5.	CONCRETE SIDEWALK (4")	158	SY	$26.00	$4,108.00
6.	CONCRETE PAVEMENT FOR ALLEY (8")	32	SY	$37.00	$1,184.00
7.	CONCRETE WINGWALKS & RAMPS	36	SY	43.00	$1,548.00
8.	INLET TYPE 1-C (REMOVAL AND SET IN PLACE)	2	EA	2,100.00	$4,200.00
9.	BED COURSE MATERIAL	40	TON	$10.00	$400.00
10.	BACKFILL BEHIND CURB	210	TON	$8.00	$1,680.00
11.	WATER CURB BOX (ADJUST TO GRADE)	22	EA	$60.00	$1,320.00
12.	TOP SOIL	240	TON	$16.00	$3,840.00
13.	MULCHED SEEDING RESTORATION	1,265	SY	$2.00	$2,530.00
14.	TREE REMOVAL (36" TO 48")	2	EA	$900.00	$1,800.00
15.	FERTILIZE TREE	43	EA	$26.00	$1,118.00
16.	GRINDING, TREE ROOTS	12	EA	$80.00	$960.00
17.	CONSTRUCTION SIGNS TYPE "A"	6	EA	$90.00	$540.00
18.	PLASTIC DRUMS WITH FLASHERS	60	EA	$17.00	$1,020.00
19.	MOBILIZATION AND DE-MOBILIZATION	1	LS	$5,600.00	$5,600.00
20.	MAINTENANCE OF TRAFFIC	1	LS	$5,000.00	$5,000.00

SUB-TOTAL:	$107,084.00
E&I @ 25%	$26,771.00
TOTAL:	**$133,855.00**

LYNHURST DRIVE
STORMWATER SYSTEM IMPROVEMENTS
RESOLUTION NO. 1957-2007

RESOLUTION by the Board of Storm water Management of the City of Fort Wayne, Indiana, that:

Orders the construction of approximately 1665 LF of 10-inch to 15-inch storm sewer pipe with all appurtenant manholes, inlets and swales, associated with the drainage improvement of an area in the vicinity of Lynhurst Drive.

Declares said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled "LYNHURST DRIVE STORM DRAINAGE IMPROVEMENTS".

Declares the cost of said improvements shall be paid by STORMWATER UTILITY FUNDS.

Declares the "LYNHURST DRIVE STORM DRAINAGE IMPROVEMENTS" project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares the "LYNHURST DRIVE STORM DRAINAGE IMPROVEMENTS" project is of public utility and benefit.

Declares the "LYNHURST DRIVE STORM DRAINAGE HICKORY IMPROVEMENTS" project does not require the acquisition of property rights.

Declares the engineer's estimate of "LYNHURST DRIVE STORM DRAINAGE IMPROVEMENTS" project's total cost is $175,000.

Declares the "LYNHURST DRIVE STORM DRAINAGE IMPROVEMENTS" project will not change fees currently paid by property owners in the area.

ADOPTED THIS 11th **DAY OF** April**, 2007**

BOARD OF STORMWATER MANAGEMENT

BY: ______________________
Greg Meszaros, Chairman

BY: John Suarez
John Suarez, Member

BY: Regina A. Kostoff
Regina A. Kostoff, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

Manhole Rehabilitation in Kruse Addition
RESOLUTION NO. 1892-2006

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Rehabilitation of selected manholes by application of an approved coating system to 21 manholes; raising the casting grade of 5 manholes; and replacing the covers of 4 manholes.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Manhole Rehabilitation in Kruse Addition**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $120,000.

APPROVED THIS 11th DAY OF April, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

IMPROVEMENT RESOLUTION NO. 7133-07

WOODLAND LAKE / COLDWATER ROAD SIDEWALKS
WORK ORDER NO. 12011

CEDIT NEIGHBORHOOD/REVOLVING BARRETT LAW

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve: COLDWATER ROAD FROM WOODLAND CROSSING TO WOODLAND PLAZA DRIVE BY INSTALLING CURBFACE SIDEWALKS AND ADA RAMPS.

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for CURBFACE SIDEWALKS shall be assessed 60% on the real estate abutting on said improvements and 40% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement and the cost for ADA RAMPS shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 18th day of April, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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Revised: 01-14-04

ESTIMATE OF QUANTITIES

PROJECT: Woodland Lk/Coldwater Rd Sidewalk
DATE: 5/9/2007
BID DATE: 6/6/07

RES. NO.: 7133-07
W.O. NO.: 12011

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1	Removal of Curbs	65	LF	6.00	390.00
2	Special 6' Concrete Curbface Walk	382	SY	30.00	11460.00
3	Concrete Curb Type II - B Undistributed	12	LF	15.00	180.00
4	Common Excavation	85.25	CY	12.00	1023.00
5	Arrow Board	14	DAYS	150.00	2100.00
6	Linear Grading (Behind Walks)	1	LS	700.00	700.00
7	Adjust Casting to Grade	8	EA	125.00	1000.00
8	Concrete Wingwalks & ADA Ramps	125	SY	34.00	4250.00
9	Adjust Water Curb Box to Grade (Undistributed)	1	EA	50.00	50.00
10	Type "A" Signs	5	EA	50.00	250.00
11	Topsoil	125	TON	14.00	1750.00
12	Seed & Mulch	397	SY	2.00	794.00
13	Bed Coarse	126	TON	12.00	1512.00
14	Mobilization & Demobilization	1	LS	1600.00	1600.00
15	Maintenance of Traffic	1	LS	2500.00	2500.00
16	Concrete Sidewalk (4")	61.25	SY	23.00	1408.75
17	Removal Concrete	36	SY	6.00	216.00
18	Concrete Curb Type II-A (Undistributed)	5	LF	14.00	70.00
19	Cement Concrete Pavement, Plain, 6 inches (Undistributed)	4	SY	30.00	120.00

SUB-TOTAL:	31373.75
E&I @16%	5019.80
TOTAL:	**36393.55**

Revised: 02-13-04

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IMPROVEMENT RESOLUTION NO. 7128-07

Jefferson Blvd. West: Illinois Road to Railroad Viaduct
WORK ORDER NO. 11896

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Adding a west bound traffic lane along Jefferson Blvd. that will split for two thru lanes on Illinois Road and two thru lanes on Jefferson Blvd.. Signal Improvements at Freeman St./Lindenwood Ave. & Jefferson Blvd. intersection; pavement resurfacing and markings; trailway through a portion of Rockhill Park.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 18th day of April, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Jefferson Blvd. West - Illinois Road to Railroad Viaduct
[illegible]TE:
BID DATE: May 9, 2007

RES. NO.: 7128-07
W.O. NO.: 11896

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization and Demobilization	LS	1	39,000.00	39,000.00
2.	Clearing of Right-of-Way	LS	1	15,000.00	15,000.00
3.	Production Staking	LS	1	15,000.00	15,000.00
4.	Curb, Remove	LFT	1,311	5.50	7,210.50
5.	Inlet, Remove	EA	3	475.00	1,425.00
6.	Headwall, Remove	LS	1	900.00	900.00
7.	Concrete Culvert, Remove	LFT	9	250.00	2,250.00
8.	Concrete Curb Turnout, Remove	EA	1	120.00	120.00
9.	Sidewalk, Remove	SYS	30	19.00	570.00
10.	Concrete Center Curb, Remove	SYS	192	32.00	6,144.00
11.	Adjust Casting to Grade	EA	3	475.00	1,425.00
12.	Asphalt Milling, 1.5"	SYS	17,075	1.40	23,905.00
13.	Tack Coat	TON	5	170.00	850.00
14.	Bituminous Surface, No. 11, MV	TON	1,737	60.00	104,220.00
15.	Bituminous Binder No. 8	TON	520	55.00	28,600.00
16.	Bituminous Base No. 5	TON	1,910	55.00	105,050.00
17.	Bituminous Surface, No 12, LV	TON	90	55.00	4,950.00
18.	Bituminous Binder, No 8, LV	TON	150	55.00	8,250.00
19.	Compacted Aggregate, Subgrade, #53 Stone, 4 in.	TON	242	20.00	4,840.00
20.	Portland Cement Concrete Base for Patching	SYS	258	105.00	27,090.00
21.	Concrete Curb Ramps, Type H	SYS	23	175.00	4,025.00
22.	Concrete Curb Ramps, Type E	SYS	14	175.00	2,450.00

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
23.	Concrete Curb, Type II-B	LFT	2,710	18.00	48,780.00
24.	Concrete Curb, Type III	LFT	73	27.00	1,971.00
25.	Subgrade Treatment, Type III	SYS	4,735	5.25	24,858.75
26.	Common Excavation	CYS	2,466	25.00	61,650.00
27.	Borrow	CYS	122	22.00	2,684.00
28.	Inlet, 2' X 3'	EA	22	1,500.00	33,000.00
29.	Inlet, 24" with Beehive Grate	EA	2	1,600.00	3,200.00
30.	48" Manhole with 2'x2' Alley Casting	EA	2	2,500.00	5,000.00
31	48" Manhole with 24" Beehive Casting	EA	1	2,500.00	2,500.00
32.	3'x3' Precast Concrete Box Culvert	LFT	37	550.00	20,350.00
33.	RCP, Class IV, 12 in.	LFT	1,055	33.00	34,815.00
34.	RCP, Class IV, 15 in.	LFT	207	36.00	7,452.00
35.	Pipe End Section, 12"	EA	11	325.00	3,575.00
36.	Pipe End Section, 15"	EA	1	375.00	375.00
37.	Pipe End Section, 36"	EA	1	700.00	700.00
38.	Concrete, A	CYS	0	300.00	90.00
39.	Retaining Wall, Modular Block, Furnish and Install (Complete)	SYS	56	125.00	7,000.00
40.	Temporary Silt Fence	LFT	903	1.74	1,571.22
41.	Temporary Riprap Ditch Check	TON	3	106.00	318.00
42.	Temporary Curb Inlet Protection	EA	24	75.00	1,800.00
43.	Sod	SYS	80	9.00	720.00
44.	Riprap, Revetment	TON	79	31.00	2,449.00
45.	Geotextile	SYS	131	2.75	360.25
[illegible]6.	B-Borrow for Structure Backfill, No. 53/73	CYS	411	31.00	12,741.00
47.	Hydroseeding	SYS	5,210	0.95	4,949.50

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
48.	Mob/Demob for Seeding	EA	1	550.00	550.00
49.	Topsoil	CYS	120	32.00	3,840.00
50.	Transplant Tree	EA	1	325.00	325.00
51.	Maintaining Traffic	LS	1	30,000.00	30,000.00
52.	Construction Sign, Type A	EA	14	175.00	2,450.00
53.	Flashing Arrow Sign	DAYS	165	16.00	2,640.00
54.	Barricade, III-A	EA	10	100.00	1,000.00
55.	Barricade, III-B	EA	4	100.00	400.00
56.	Line, Remove	LFT	290	2.50	725.00
57.	Temporary Pavement Marking, White, Tape, 4 in.	LFT	4,030	0.95	3,828.50
58.	Temporary Pavement Marking, Yellow, Tape, 4 in.	LFT	3,018	0.95	2,867.10
59.	Temporary Pavement Marking, Broken, White, Paint, 4 in.	LFT	640	0.95	608.00
60.	Line, Thermoplastic, Solid White, 4 in.	LFT	920	0.31	285.20
61.	Line, Thermoplastic, Solid Yellow, 4 in.	LFT	5,300	0.31	1,643.00
62.	Line, Thermoplastic, Broken, White, 4 in.	LFT	1,825	0.31	565.75
63.	Line, Thermoplastic, Solid Yellow, 8 inch	LFT	800	0.60	480.00
64.	Transverse Marking, Thermoplastic, Lane Indication Arrow	EA	5	105.00	525.00
65.	Transverse Marking, Thermoplastic, Word (ONLY)	EA	5	120.00	600.00
66.	Transverse Marking, Thermoplastic, Solid White, Stop Bar, 2 ft.	LFT	206	2.50	515.00
67.	Line, Thermoplastic, Solid, Yellow, 12 in.	LFT	117	1.25	146.25
68.	Line, Thermoplastic, Solid White, Crosswalk, 6 in.	LFT	284	0.50	142.00
69.	Sign, Sheet, Encapsulated Lens with Legend	EA	6	110.00	660.00
70.	Sign Post, Square, 1, Reinforced Anchor Base	LFT	13	14.00	182.00
[illegible]1.	Cable Span Sign Structure Foundation	EA	2	2,000.00	4,000.00
72.	Cable Span Overhead Sign Structure	EA	1	8,000.00	8,000.00

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
73.	Signal Support Foundation, 3 ft x 12 ft	EA	4	2,000.00	8,000.00
74.	Signal Strain Pole, 36 ft.	EA	4	4,300.00	17,200.00
75.	12' Mast Arm with 250 W HPS on Strain Pole	EA	4	2,000.00	8,000.00
76.	3 Face (12" Red, Amber Arrow, Green Arrow) Signal Indication	EA	2	700.00	1,400.00
77.	3 Face (12" Red, Amber, Green) Signal Indication	EA	10	700.00	7,000.00
78.	Controller and Cabinet, Menu Driven, 8 Phase fully Activated	EA	1	9,500.00	9,500.00
79.	Pedestrian Indicators	EA	4	500.00	2,000.00
80.	Pedestrian ADA Push Button	EA	4	155.00	620.00
81.	Signal Support Foundation, Remove	EA	4	750.00	3,000.00
82.	Remove and Salvage Existing Signal Equipment	LS	1	3,000.00	3,000.00
83.	Signal Handhole, Install	EA	8	850.00	6,800.00
84.	Detector Housing, Install	EA	2	600.00	1,200.00
85.	Span, Catenary and Tether	EA	4	1,500.00	6,000.00
86.	Disconnect Hanger, Install	EA	4	160.00	640.00
87.	Signal Cable, 7c / 14 ga	LFT	962	1.25	1,202.50
88.	Signal Cable, 12c / 14 ga	LFT	845	1.25	1,056.25
89.	Saw Cut for Roadway Loop and Sealer	LFT	661	8.10	5,354.10
90.	Signal Cable, Roadway Loop, 1c / 14 ga	LFT	2,001	1.05	2,101.05
91.	Signal Wire, 2c / 16 ga	LFT	2,576	1.05	2,704.80
92.	1" Diameter Steel Conduit, Galvanized	LFT	55	12.00	660.00
93.	2" Diameter Steel Conduit, Galvanized	LFT	1,405	18.00	25,290.00

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
94.	Guardrail, Reset	LFT	25	29.00	725.00
95.	Loop Amplifiers	EA	6	500.00	3,000.00
96.	Pedestrian Signal Foundation, Remove	EA	1	500.00	500.00

SUB-TOTAL:	870,115.72
E&I @16%	139,218.52
TOTAL:	**1,009,334.24**

Resolution #94-4-18-07-1

HANDS CONVEYANCE OF REAL ESTATE TO THE CITY OF FORT WAYNE BOARD OF PUBLIC WORKS

WHEREAS, HANDS is a not for profit corporation established by City Ordinance, and

WHEREAS, HANDS has an abundance of real estate that their Board of Directors desires to dispose of, and

WHEREAS, The City of Fort Wayne Board of Public Works through the City of Fort Wayne Property Management Department has disposed of real estate owned by the City, and

WHEREAS, HANDS has authorized the conveyance and will continue to authorize the conveyance of designated parcels of real estate from HANDS to the City of Fort Wayne for the purpose of disposing of said real estate.

NOW, THEREFORE, The Board of Public Works of the City of Fort Wayne, Indiana, hereby resolves to accept title of designated parcels of real estate from HANDS.

Signed this 18th day of April, 2007.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarz, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BID FORM
PURCHASE REAL ESTATE

To: City of Fort Wayne Board of Pubic Works
One East Main Street
Room 420 City County Building
Fort Wayne, IN 46802

Date 4-20-07

I/We Linda E. Brady hereby offer to purchase for the sum of $ 3,330.00 In accordance with Paragraphs below, the real estate in Allen County, Indiana commonly known as part of 11330 Coldwater Road the legal description of which is a portion of the frl S 378.8' of the N 669' of the W 508.5' S1/2 NW1/4 Sec Perry Township (approximately .10 acre)

1) **PURCHASE PRICE**
A) CASH. The entire purchase price shall be paid in cash, cashiers check or money order.

2) **CLOSING.** At closing Seller shall deliver a properly executed Quit Claim Deed, conveying the real estate.

3) **POSSESSION** shall be after Quit Claim Deed is received by Buyer.

4) The Real Estate, its improvements, fixtures and utility systems, and any personal property included in this sale are being sold in "AS IS" condition, without warranty of any kind from Seller, either express or implied.

5) All closing costs including, but not limited to the cost of title insurance, survey, deed preparation, advertising and recording fees shall be paid by the buyer.

6) Buyer shall assume real estate taxes due and payable beginning in May of 2008.

7) The area to be sold will be determined by a survey ordered by the seller and said survey shall dedicate a minimum width of 50' from the centerline of Coldwater Road to the property line for public right of way along Coldwater Road.

Buyer: Linda E. Brady

Buyer: ______

Address: 222 W. Wayne St. Ft. Wayne, IN. 46802

Phone: 483-6878 Buyer Social Security Number 263-70-3806

The undersigned Seller of the property described in this agreement hereby accepts said offer and agrees to abide by the terms and conditions thereof this 20 day of April 2007.

By: Linda E. Brady

222. W. Wayne St
Ft. Wayne IN.
46802

Property Mgmt.
11330 Coldwater Rd.

CERTIFIED MAIL™

7007 0220 0003 6410 6374

UNITED STATES POSTAL SERVICE

0000 46802

U.S. POSTAGE
PAID
FORT WAYNE, IN
46802
APR 20, '07
AMOUNT
$2.79
00046623-04

Board of Public Works
of the City of Fort Wayne
One East Main St. - Rm. 425
Fort Wayne, IN. 46802

RECEIVED
MAY 2 2007
BY

4680281804 C013

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: April 24, 2007

RE: 2005 Fort Wayne Municipal Building Corp - Fire Stations #18 & #19

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,500.00 to be paid from the proceeds of the 2005 FWMBC - Fire Stations #18 & #19 which are held in an escrow at Wells Fargo Corporate Trust Services.

Wells Fargo	PR #42		1,500.00
		Total for Payment Requests	**$ 1,500.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan R Chasey
Ryan Chasey, Member

April 25, 2007
Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: April 23, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 1,331,223.00.** These payments will be paid with the 2005 State Revolving Funds. These expenses are for the WPCP Primary Clarifiers Project – W.O. 74742 and the WPCP Dechlorination Project – W.O. 75003.

Draw #110	Barton Malow Co.	$1,262,533.00
Draw #111 & #113	Donohue & Associates	66,190.00
Draw #112	Vulcan Industries	2,500.00
	Total SRF Payments	**$1,331,223.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

April 25, 2007

Date

A RESOLUTION declaring the intent to sell
real estate owned by the City of
Fort Wayne.

Resolution # 94-4-25-07-1

WHEREAS, The City of Fort Wayne Board of Public Works is listed as the owner of property located at 500 East Maple Grove Avenue, Fort Wayne, Indiana and more particularly described as:

LOTS 7 & 8 EDGEWOOD ADDITION, ALLEN COUNTY, INDIANA

WHEREAS, The Board of Public Works has determined that the City of Fort Wayne has no present use for a portion of this property, and that future use by the City is unlikely.

NOW, THEREFORE, the Board of Public Works of the City of Fort Wayne, Indiana, hereby resolves to sell the above-named property, following all applicable state statutes.

Signed this 25th day of April, 2007.

CITY OF FORT WAYNE

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

IMPROVEMENT RESOLUTION NO. 7140-07

GREENWAY TRAILS - ST JOE/MAUMEE RIVER GREENWAY TRAIL
WORK ORDER NO. 11994

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: GREENWAY TRAILS ON THE ST. JOE RIVER FROM 400' NORTH OF STATE STREET ON SPY RUN AVENUE TO PARNELL AVENUE, AND MAUMEE RIVER FROM COLUMBIA STREET BRIDGE TO ANTHONY STREET TO INCLUDE RECONSTRUCTION OF ASPHALT AND CONCRETE TRAILS, AND RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 25th day of April, 20 .

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

S:\Project Files\Active\Greenway - St Joe Greenway Trail - 11994\Imp Res - Greeway - St. Joe & Maumee River Greenway Trails.doc
Revised: 01-14-04

ESTIMATE OF QUANTITIES

PROJECT: Greenway - St. Joe / Maumee River Greenway Trail RES. NO.: 7140-07

DATE: 4/23/07

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of rip rap	100	lf	10.00	1000.00
2.	Removal of Concrete Curb / Incl. Sawing	1275	SY	12.00	15300.00
3.	Concrete removal	520	SY	10.00	5200.00
4.	Milling, Bituminous Butt Joints & Tree Roots	120	SY	20.00	2400.00
5.	Common Excavation	120	CYS	45.00	5400.00
6.	Peeling Back of Edges and Cleaning of the Trail	7745	LF	1.00	7745.00
7.	Rip-Rap Grouted 12" Depth	50	SY	30.00	1500.00
8.	2-1/2" DIA. Metal Fence Rail (PRE-FAB 5' C/C)	100	LF	80.00	8000.00
9.	Special Concrete Curb Type II-A	1275	LF	16.00	20400.00
10.	Concrete Sidewalk (4")	1935	SY	30.00	58050.00
11.	Concrete Sidewalk (8")	200	SY	35.00	7000.00
12.	Concrete Wingwalk And Curb Ramps	25	SY	50.00	1250.00
13.	Retaining wall 12" / for back of Concrete 8" Sidewalk	200	LF	20.00	4000.00
14.	Furnished & Adjusted To Grade Casting Type C	2	EA	400.00	800.00
15.	Bituminous Mix for Patching, No. 8/9 HMA	340	TN	70.00	23800.00
16.	Bituminous Surface, No. 12, HMA	330	TN	75.00	24750.00
17.	Bituminous Material for Tack Coat	1	TN	250.00	250.00
18.	Bed Coarse Material	70	TON	10.00	700.00
19.	Top Soil (**UNDISTRIBUTED QUANITITY**)	270	TN	20.00	5400.00
20.	Mulched Seeding (**UNDISTRIBUTED QUANITITY**)	2000	SY	2.00	4000.00
21.	Type "A" Construction Signs	8	EA	80.00	640.00
22.	Type III-B Barricades with Signs	4	EA	100.00	400.00
23.	Mobilization And Demobilization	1	LS	7059.40	7059.40
24.	Maintenance of Traffic	1	LS	3959.70	3959.70

SUB-TOTAL:	209004.10
E&I @16%	33440.66
TOTAL:	**$242,444.76**

IMPROVEMENT RESOLUTION NO. 7137-07

ABOITE MEADOWS - COPPERHILL COMMUNITY
Concrete Street Repairs
WORK ORDER NO. 11995

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: East Saddle Dr, Enfield Cv, Timbermill Run. Summerworth Run & Dunmore Ln. by repair of concrete street, drainage improvements, subsurface drains, and restoration.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 25th day of April, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT:Aboite Meadows - Copperhill Concrete Street Repair **RES. NO.:7137-07**
DATE: 4/20/2007 **W.O. NO.: 11995**
BID DATE: 5/16/07

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Pavement	3085	SY	6.00	18,510.00
2.	Removal of Concrete	293	SY	6.00	1,758.00
3.	Cement Concrete pavement, Plain 6" (Type 1-A curb included)	2735	SY	24.00	65,640.00
4.	Type "O" Compacted Aggregate for Base, No. 53	775	TON	12.00	9,300.00
5.	"Special" 4' Concrete Curb Type "1-B"	790	LF	17.00	13,430.00
6.	Concrete Pavement for Residential Drives (6")	263	SY	27.00	7,101.00
7.	Concrete Wingwalk and Ramps	20	SY	40.00	800.00
8.	Concrete Sidewalk, 4"	10	SY	25.00	250.00
9.	Bedcourse Material	56	TON	13.00	728.00
10.	Mulched Seeding	1285	SY	2.00	2,570.00
11.	Top Soil	145	TON	15.00	2,175.00
12.	Backfill behind Curb	97	TON	6.00	582.00
13.	1" Expansion Joint	54	LF	12.00	648.00
14.	Underdrain, 6" Perforated Plastic, Group K Pipe (includes #8 stone)	2000	LF	8.00	16,000.00
15.	Castings Adjusted to Grade	2	EA	150.00	300.00
16.	Casting Type "C" Furnished and Adjusted to Grade	2	EA	395.00	790.00
17.	Casting Type "F" Furnished and Adjusted to Grade	1	EA	400.00	400.00
18.	Inlet Type I-C	1	EA	1,000.00	1,000.00
19.	Inlet Type IV-E	2	EA	1,500.00	3,000.00
20.	Inlet in Place, Remove and Replace with new Inlet Type IV-E	1	EA	2,000.00	2,000.00
21.	Pipe, 12" RCP, Class IV	20	LF	50.00	1,000.00
22.	Pipe, 18" RCP, Class IV	15	LF	52.00	780.00
23.	Construction Sign Type A with Warning Light Type A	13	EA	70.00	910.00
24.	Standard Barricade, Type III-B	15	EA	100.00	1,500.00
25.	Standard Barricade Type III-B with Signs and Warning Light	4	EA	150.00	600.00
26.	Maintenance of Traffic	1	LS	6,000.00	6,000.00
27.	Mobilization / Demobilization	1	LS	7,500.00	7,500.00

SUB-TOTAL:	165,272.00
E&I @25%	41,318.00
TOTAL:	**206,590.00**

Revised: 02-13-04

IMPROVEMENT RESOLUTION NO. 7135-07

LAKESHORES / WINTERSET ADDITION CONCRETE STREET REPAIRS
WORK ORDER NO. 11989

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: 6900 BLOCK (AIRLINE DRIVE TO ARDIS STREET) OF PREMIERE DRIVE IN LAKESHORES ADDITION, 1405 SHOREVIEW DRIVE, 1711 – 1719 RIVER HAZE ROAD; BY RECONSTRUCTION OF ROADWAY, I.E. CEMENT CONCRETE PAVEMENT REHABILITATION; WHICH INCLUDES, INTEGRAL CURBS, CONSTRUCTION OF UNDER-DRAIN, DRIVE APPROACHES, REHABILITATE STORM SEWER STRUCTURES, AND MULCHED SEEDING RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 25th day of April, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

X

ESTIMATE OF QUANTITIES

PROJECT: Lake shores / Winterset Addition - Concrete Street Repairs RES. NO.: 7135-07

DATE: 4/13/2007 W.O. NO.: 11989

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization / Demobilization	1	LS	3000.00	3000.00
2.	Removal of Concrete	145	SY	5.50	797.50
3.	Removal of Pavement	1685	SY	6.30	10615.50
4.	Special Concrete Curb Type II-A, Includes #4 deformed reinforcement bar placed longitudinally along curb-line	750	LF	11.00	8250.00
5.	Cement Concrete Pavement, Plain, 6"	1685	SY	22.00	37070.00
6.	Concrete Wingwalk & Ramps	50	SY	36.50	1825.00
7.	Concrete Sidewalk, 4"	10	SY	25.00	250.00
8.	Concrete Pavement for Residential Drive (6")	85	SY	26.00	2210.00
9.	Type "O" Compacted Aggregate for Base, No. 53	445	TN	15.00	6675.00
10.	Backfill Behind Curb (Borrow)	75	TN	8.00	600.00
11.	Bed Course Material	35	TN	12.00	420.00
12.	Underdrain,6" Perforated Plastic, Group K Pipe (incl. #8 Aggregate Backfill)	500	LF	8.25	4125.00
13.	Expansion Joint with Load Transfer, One (1") inch	54	LF	12.00	648.00
14.	Casting, Type A, Furnished & Adjusted to Grade	1	EA	450.00	450.00
15.	Water Valves (Curb-Box) Adjusted to Grade (Pavement, Sidewalk, Parkstrip)	14	EA	30.00	420.00
16.	Water Valves (Valve-Box) Adjusted to Grade (Pavement, Sidewalk, Parkstrip)	2	EA	100.00	200.00
17.	Construction Signs, Type A With Construction Warning Light Type A	8	EA	55.00	440.00
18.	Standard Barricade, Type III-B With Signs, Type B Construction	10	EA	125.00	1250.00
19.	Top Soil	35	TN	15.00	525.00
20.	Mulched Seeding	350	SY	1.50	525.00
21.	Tree, Fertlize	8	EA	65.00	520.00
22.	Maintenance of Traffic	1	LS	2000.00	2000.00

SUB-TOTAL:	82816.00
E&I @25%	20704.00
TOTAL:	**$103,520.00**

Revised: 02-13-04

8

IMPROVEMENT RESOLUTION NO. 7130-07

Illinois Road at Menards Drive
WORK ORDER NO. 11934

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: The intersection by adding aditional turn lanes into Menards as well as signal improvements .

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 25th day of April, 20 .

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ry P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Illinois Road at Menards Drive
DATE:
BID DATE: May 16, 2007

RES. NO.: 7130-07
W.O. NO.: 11934

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	PRODUCTION STAKING	LS	1	5,000.00	5,000.00
2.	MOBILIZATION AND DEMOBILIZATION	LS	1	20,500.00	20,500.00
3.	CLEARING RIGHT OF WAY	LS	1	2,000.00	2,000.00
4.	PAVEMENT REMOVAL	SYS	7	25.00	175.00
5.	CENTER CURB, CONCRETE, REMOVE	SYS	121.3	13.70	1,661.81
6.	CURB AND GUTTER, REMOVE	LFT	341	7.25	2,472.25
7.	TRAFFIC SIGNAL EQUIPMENT, REMOVE	LS	1	3,000.00	3,000.00
8.	SIGNAL POLE FOUNDATION, REMOVE	EACH	2	150.00	300.00
9.	BARRIER, MEDIAN, CONCRETE, REMOVE	LFT	32	25.00	800.00
10.	IMPACT ATTENUATOR, REMOVE	EACH	1	1,000.00	1,000.00
11.	LINEAR GRADING	MILE	0.26	20,000.00	5,200.00
12.	STRUCTURE BACKFILL	CYS	4.2	40.38	169.60
13.	MILLING, ASPHALT, 1 1/2 IN.	SYS	8669	1.78	15,430.82
14.	MILLING, ASPHALT, 3 IN.	SYS	2244	3.66	8,213.04
15.	HMA SURFACE, TYPE C	TON	1035.9	70.70	73,238.13
16.	HMA INTERMEDIATE, TYPE C	TON	226.5	59.48	13,472.22
17.	HMA BASE, TYPE C	TON	1065.2	51.86	55,241.27
18.	HMA, TYPE C, WEDGE AND LEVEL	TON	221.5	59.61	13,203.62
19.	ASPHALT FOR TACK COAT	TON	3.83	110.50	423.22
20.	PCCP, 12 IN.	SYS	32	125.00	4,000.00
21.	IMPACT ATTENUATOR, RESET	EACH	1	2,000.00	2,000.00
22.	IMPACT ATTENUATOR, ED, W1, TL-3	EACH	1	7,000.00	7,000.00
23.	CURB AND GUTTER, CONCRETE	LFT	1259	16.62	20,924.58
24.	CENTER CURB, D, CONCRETE	SYS	107.8	91.15	9,825.97
25.	CURB TURNOUT	EACH	3	877.12	2,631.36
26.	PCCP FOR APPROACHES, 6 IN.	SYS	31.6	50.00	1,580.00
27.	MAILBOX ASSEMBLY, SINGLE, RESET	EACH	1	141.77	141.77
28.	RIPRAP, REVETMENT	TON	27	36.59	987.93

29.	MULCHED SEEDING, U	SYS	1280	0.80	1,024.00
30.	PIPE, TYPE 2, CIRCULAR, 12 IN.	LFT	5	35.00	175.00
31.	PIPE, TYPE 2, CIRCULAR, 15 IN.	LFT	6	45.00	270.00
32.	PIPE END SECTION, 15 IN.	EACH	1	273.71	273.71
33.	CASTING, ADJUST TO GRADE GRADE	EACH	2	306.85	613.70
34.	CASTING, 15, FURNISH AND ADJUST TO GRADE	EACH	1	650.00	650.00
35.	CAP INLET	EACH	4	475.00	1,900.00
36.	INLET, B15	EACH	1	2,250.47	2,250.47
37.	TEMPORARY PAVEMENT MARKING, 4 IN.	LFT	7023	0.25	1,755.75
38.	TEMPORARY PAVEMENT MARKING, REMOVABLE, 4 IN.	LFT	141	1.49	210.09
39.	CONSTRUCTION SIGN, A	EACH	12	128.11	1,537.32
40.	FLASHING ARROW SIGN	DAY	30	17.67	530.10
41.	MAINTAINING TRAFFIC	LS	1	10,000.00	10,000.00
42.	BARRICADE, III-B	LFT	60	15.48	928.80
43.	SIGN POST, SQUARE, 2, UNREINFORCED ANCHOR BASE	LBS	19	12.36	234.84
44.	SIGN, SHEET, ENCAPSULATED LENS WITH LEGEND, 0.100 IN. THICKNESS	SFT	10	18.61	186.10
45.	SIGNAL SUPPORT FOUNDATION, 3 FT. X 12 FT.	EACH	2	1,874.79	3,749.58
46.	HANDHOLE, SIGNAL	EACH	5	744.37	3,721.85
47.	SIGNAL HANDHOLE ADJUST TO GRADE	EACH	1	300.00	300.00
48.	MAINTAINING TRAFFIC SIGNAL	LS	1	4,000.00	4,000.00
49.	TRANSPORTATION OF SALVAGEABLE SIGNAL EQUIPMENT	LS	1	1,500.00	1,500.00
50.	CONTROLLER, REWIRE	EACH	1	2,000.00	2,000.00
51.	WIRE, NO. 4 COPPER IN PLASTIC DUCT, IN CONDUIT, 3 1/C	LFT	726	7.00	5,082.00
52.	CONDUIT, STEEL, GALVANIZED, 2 IN.	LFT	1,640	20.08	32,931.20
53.	TRAFFIC SIGNAL HEAD, 3 FACE, 12 IN. RED, AMBER, GREEN	EACH	6	700.00	4,200.00
54.	TRAFFIC SIGNAL HEAD, 3 FACE, 12 IN. RED, AMBER ARROW, GREEN ARROW	EACH	3	750.00	2,250.00
55.	TRAFFIC SIGNAL HEAD, 5 FACE, 12 IN. RED AMBER, GREEN, AMBER ARROW, GREEN ARROW	EACH	5	933.95	4,669.75
56.	SPAN, CATENARY, AND TETHER	EACH	3	1,453.19	4,359.57
57.	DISCONNECT HANGER	EACH	3	224.63	673.89
58.	SIGNAL CABLE, ROADWAY LOOP, 1C 14 GA.	LFT	2,067	0.40	826.80
59.	SIGNAL CABLE, 5C 14 GA.	LFT	448	1.27	568.96
60.	SIGNAL CABLE, 7C 14 GA.	LFT	167	1.75	292.25
61.	SIGNAL CABLE, 11C 14 GA.	LFT	410	1.50	615.00

62.	SIGNAL CABLE, 2C 16 GA., SHIELDED	LFT	4,749	1.03	4,891.47
63.	SIGNAL DETECTOR HOUSING	EACH	5	543.62	2,718.10
64.	SAW CUT FOR ROADWAY LOOP AND SEALER	LFT	705	9.67	6,817.35
65.	SIGNAL STRAIN POLE, STEEL, 30 FT.	EACH	2	3,371.62	6,743.24
66.	POLE CIRCUIT CABLE, 1C NO. 10 STRANDED COPPER	LFT	360	0.70	252.00
67.	POLE BANDS, STEEL	EACH	6	150.00	900.00
68.	LOOP DETECTOR DELAY AMPLIFIER, 2 CHANNEL	EACH	1	237.11	237.11
69.	OVERHEAD SIGN, RELOCATE	EACH	8	20.00	160.00
70.	CONCRETE FOUNDATION WITH GROUNDING, 30 IN. X 30 IN. X 96 IN.	EACH	3	800.00	2,400.00
71.	LUMINAIRE, ROADWAY, HIGH PRESSURE SODIUM, 400 WATT	EACH	3	234.48	703.44
72.	CONNECTOR KIT, UNFUSED	EACH	4	32.50	130.00
73.	CONNECTOR KIT, FUSED	EACH	4	40.00	160.00
74.	MULTIPLE COMPRESSION FITTING, NON-WATERPROOFED	EACH	9	20.00	180.00
76.	INSULATION LINK, NONWATERPROOFED	EACH	8	15.20	121.60
76.	LIGHT POLE, 35 FT. E.M.H., 12 FT. MAST ARM, TRANSFORMER BASE	EACH	3	1,400.00	4,200.00
77.	LINE, THERMOPLASTIC, BROKEN, WHITE, 4 IN.	LFT	963	0.44	423.72
78.	LINE, THERMOPLASTIC, SOLID, WHITE, 4 IN.	LFT	1452	0.43	624.36
79.	LINE, THERMOPLASTIC, SOLID, WHITE, 8 IN.	LFT	412	1.26	519.12
80.	LINE, THERMOPLASTIC, SOLID, YELLOW, 4 IN.	LFT	1695	0.43	728.85
81.	TRANSVERSE MARKINGS, THERMOPLASTIC, SOLID, WHITE, CROSSHATCH LINE, 12 IN.	LFT	81	2.69	217.89
82.	TRANSVERSE MARKINGS, THERMOPLASTIC, SOLID, YELLOW, CROSSHATCH LINE, 12 IN.	LFT	285.2	1.67	476.28
83.	TRANSVERSE MARKINGS, THERMOPLASTIC, STOP LINE, 24 IN.	LFT	137.2	3.32	455.50
84.	PAVEMENT MESSAGE MARKINGS, THERMOPLASTIC, LANE INDICATION ARROW	EACH	7	59.86	419.02
85.	PAVEMENT MESSAGE MARKINGS, THERMOPLASTIC, WORD (ONLY)	EACH	7	80.15	561.05
86.	LINE, THERMOPLASTIC, SOLID, YELLOW, 8 IN.	LFT	854	1.02	871.08

SUB-TOTAL:	400,784.50
E&I @16%	64,125.52
TOTAL:	**464,910.02**

BELMONT ADDITION –
WATER MAIN REPLACEMENT
RESOLUTION NO. 1784-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of approximately 10,100 LF of 6-inch water main, 20 fire hydrants, 10 valves, 193 services, and all other appurtenances and work as necessary for the water main replacement project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "BELMONT ADDITION – WATER MAIN REPLACEMENT"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (SRF Bond).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not be acquiring any property with this project.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $736,500.00.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 25th DAY OF April, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A-Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

SOUTHBEND DRIVE PHASE I
(COVINGTON ROAD TO NORTHRIDGE ROAD) – WATER MAIN EXTENSION
RESOLUTION NO. 1630-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of approximately 605 LF of 12-inch water main, 2 fire hydrants, and all other appurtenances and work as necessary for the water main extension project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "SOUTHBEND DRIVE PHASE I (COVINGTON ROAD TO NORTHRIDGE) – WATER MAIN EXTENSION"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not be acquiring any property with this project.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $75,000.00

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 25th DAY OF April, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

this project
will go through
Purchasing
per Michelle K.

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: April 30, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 218,768.00.** These payments will be paid using the 2005 State Revolving Funds. These expenses are for the WPCP Primary Clarifiers Project – W.O. 74742, the Parkerdale Sanitary Sewer Project – W.O. 74750 and the WPCP Dechlorination Project – W.O. 75003.

Draw #114	CH2M Hill	$ 89,955.00
Draw #115	Geiger Developing & Tower Bank	51,532.00
Draw #116	Hagerman Inc.	77,281.00
	Total SRF Payments	**$ 218,768.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

May 7, 2007
Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: April 30, 2007

RE: Water SRF (STATE REVOLVING FUNDS) - **2006**

Please include the following SRF payment with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 13,574.00.** These payments will be paid using the 2006 Water State Revolving Fund loan. These expenses are for professional services during the bid phase for the North Pump Station and the St. Joe Pump Station.

Draw #12 & #13	CH2M Hill	$ 13,574.00
Total SRF Payment		**$ 13,574.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

May 2, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: May 2, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,612,361.12 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at LaSalle Bank.

Hagerman, Inc.	Req #18	1,597,482.55
Geotechnical & Materials Engineers	Req #18	947.90
Thomas Black & Associates	Req #18	595.00
Sturtz Public Management Group	Req #18	13,335.67
	Total for Requests	**$ 1,612,361.12**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

May 2, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: May 2, 2007

RE: 2007 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $115,457.65 to be paid from the proceeds of the 2007 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #4

Ray O'Herron Co., Inc.	57,799.23
Barney's Auto Electric	57,658.42
Total for Payment Requests	**$ 115,457.65**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

May 2, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: May 2, 2007

RE: 2006 Financial System Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $11,253.32 to be paid from the proceeds of the 2006 Financial System Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Tyler Technologies	PR #10	11,253.32
	Total for Payment Requests	**$ 11,253.32**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

May 2, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: May 2, 2007

RE: 2006 Street Department Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $167,122.00 to be paid from the proceeds of the 2006 Street Department Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Selking International	PR #4	89,550.00
WA Jones	PR #4	77,572.00
	Total for Payment Requests	**$ 167,122.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

May 2, 2007

Date

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TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: May 2, 2007

RE: 2006 Computer Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $2,637.24 to be paid from the proceeds of the 2006 Computer Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

ASAP Software	PR #22	617.24
DELL Marketing L.P.	PR #22	2,020.00
	Total for Payment Request	**$ 2,637.24**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan Chasey, Member

May 2, 2007
Date

IMPROVEMENT RESOLUTION NO. 7134-07

ANTHONY BOULEVARD SOUTH, GARDENDALE DR TO SEDDLEMEYER RD
WORK ORDER NO. 11970

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: S.ANTHONY BLVD. FROM SEDDLEMEYER AVE. TO GARDENDALE AVE; BY RECONSTRUCTION OF ROADWAY, I.E. CEMENT CONCRETE PAVEMENT REHABILITATION; WHICH INCLUDES, INTEGRAL CURBS, CONSTRUCTION OF UNDER-DRAIN, DRIVE APPROACHES, REHABILITATE STORM SEWER STRUCTURES, AND MULCHED SEEDING RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 2nd day of May, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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ESTIMATE OF QUANTITIES

PROJECT: S. Anthony Blvd. - Seddlemeyer Road to Gardendale Road RES. NO.: 7134-07

DATE: 4/24/2007 W.O. NO.: 11970

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization & Demobilization	1	EA	10500.00	10500.00
2.	Removal of Pavement	3370	SY	8.00	26960.00
3.	Removal of Concrete	142	SY	7.00	994.00
4.	Patching, Full Depth, Plain Concrete Pavement, 12" "High-Early Strength"	30	SY	60.00	1800.00
5.	Cement Concrete Pavement, Plain, 9" "High-Early Strength"	3370	SY	32.00	107840.00
6.	Concrete Pavement for Commercial Drive (8")	40	SY	30.00	1200.00
7.	Concrete Pavement for Residential Drive (6")	82	SY	28.00	2296.00
8.	Concrete Sidewalk, 4" (Undistributed)	25	SY	30.00	750.00
9.	"Special" Concrete Curb Type II-A, Includes #4. deformed reinforcement bar placed longitudinally along curb-line	710	LF	7.00	4970.00
10.	Contraction Joint, Type D-1	1368	LF	12.50	17100.00
11.	1" Expansion Joint With Load Transfer	156	LF	15.00	2340.00
12.	Casting, Type C, Furnished & Adjusted to Grade	2	EA	500.00	1000.00
13.	Castings, Adjust To Grade	1	EA	100.00	100.00
14.	Underdrain,6" Perforated Plastic, Group K Pipe (incl. #8 Aggregate Backfill)	1280	LF	8.00	10240.00
15.	Type "O" Compacted Aggregate for Base, No.53	848	TN	13.00	11024.00
16.	Water Valves (Curb-Box) Adjusted to Grade (Pavement, Sidewalk, Parkstrip)	10	EA	25.00	250.00
17.	Water Valves (Valve Box) Adjusted to Grade (Pavement, Sidewalk, Parkstrip)	3	EA	120.00	360.00
18.	Construction Signs, Type A With Construction Warning Light Type A	22	EA	125.00	2750.00
19.	Construction Signs, Type B	2	EA	125.00	250.00
20.	Standard Barricade, Type III-B With Signs, Type B Construction	4	EA	225.00	900.00
21.	Backfill Behind Curb (Borrow)	50	TN	5.00	250.00
22.	Bed Course Material	25	TN	15.00	375.00
23.	Top Soil	40	TN	18.00	720.00
24.	Mulched Seeding,	425	SY	2.00	850.00
25.	Maintenance of Traffic	1	LS	8000.00	8000.00
26.	Flashing Arrow Sign	60	DAYS	90.00	5400.00
27.	Temporary Pavement Marking, Type I, White 4"	680	LF	0.70	476.00
28.	Temporary Pavement Marking, Type I, Yellow 4"	1460	LF	0.70	1022.00
29.	Line, Paint, Skip, White 4"	640	LF	0.70	448.00
30.	Line, Paint, Solid, White 4"	275	LF	0.70	192.50
31.	Line, Paint, Solid, Yellow 4"	1620	LF	0.70	1134.00

SUB-TOTAL:	222491.50
E&I @25%	35598.64
TOTAL:	$258,090.14

IMPROVEMENT RESOLUTION NO. 7138-07

MISC. CONCRETE STREET REPAIRS 2-A-2007
WORK ORDER NO. 11988

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: 1600 Blk. Vance Avenue, Underwood Cove, Thornapple Cove, Springfield Avenue, New Kirkwood Park Addition and 10902 Mill Lake Cove by spot repair of concrete street, drainage improvements, subsurface drains, and restoration.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 2nd day of May, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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ESTIMATE OF QUANTITIES

PROJECT: Misc. Conc. Street Repairs 2A-2007
DATE:
BID DATE:

RES. NO.: 7138-07
W.O. NO.: 11988

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization / Demobilization	1	LS	10,500.00	10,500.00
2.	Removal of Pavement	5,188	SY	6.00	31,128.00
3.	Underdrain, (6" Perforated Plastic) (Type "K")	985	LF	7.00	6,895.00
4.	Cement Concrete Pavement Plain 6" (7 Bag Mix W/ Superplasticizer) J bolts or #5 deformed bar included)	5,034	SY	26.00	130,884.00
5.	Type O Compacted Aggregate for Base;No.53,or No.8 (For Pavement Subbase & Subsurface Drains)	1,100	TON	12.00	13,200.00
6.	Concrete Curb Type "I-B" (Special 4')	130	LF	20.00	2,600.00
7.	Concrete Pavement for Commercial Drive (8") (undistributed)	16	SY	29.00	464.00
8.	Concrete for Residential Drives (6") (undistributed)	138	SY	27.00	3,726.00
9.	Water Valves Adjusted to Grade (undistributed)	4	EA	50.00	200.00
10.	Furnish & Adjust Water Valves	2	EA	125.00	250.00
11.	Mulched Seeding	556	SY	2.00	1,112.00
12.	Top Soil	165	TON	15.00	2,475.00
13.	Construction Sign Type "A"	14	EA	75.00	1,050.00
14.	Type III Barricade	15	EA	80.00	1,200.00
15.	Type III Barricade With Sign	15	EA	120.00	1,800.00
16.	Casting Type "C" Furnished & Adjusted to Grade	3	EA	400.00	1,200.00
17.	Castings Adjusted to Grade	5	EA	120.00	600.00
18.	Pipe 12" R.C.P. (Class III) Including Backfill	70	LF	40.00	2,800.00
19.	Inlet, Type (II-C)	2	EA	1,000.00	2,000.00
20.	Inlet, Type (I-G)	2	EA	800.00	1,600.00
21.	Inlet, Type (IV-E)	1	EA	1,600.00	1,600.00
22.	Abandon Sructure	1	EA	250.00	250.00
23.	Maintenance of Traffic	1	LS	10,500.00	10,500.00
24.	SAW SLOT FOR ROADWAY LOOP AND SEALER (if ordered)	100	LF	12.00	1,200.00
25.	SIGNAL CABLE, ROADWAY LOOP, 1C / 14 GA. (if ordered)	300	LF	0.40	120.00
26.	Removal of Curb	145	LF	6.00	870.00
27.	Concrete Curb Type "I-B"	15	LF	15.00	225.00

SUB-TOTAL:	230,449.00
E&I @16%	36,871.84
TOTAL:	**$ 267,320.84**

Revised: 02-13-04

IMPROVEMENT RESOLUTION NO. 7139-07

OVERLOOK DR. / AUTUMN LEAF LN. - 2800 & 2900 BLK.
WORK ORDER NO. 12012

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: 2800 & 2900 Blk. Overlook Drive & 2800 Block Autumn Leaf Lane by spot repair of concrete street, curbs, drainage improvements, subsurface drains, and restoration.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 2nd day of May, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: OVERLOOK DR.- 2900 BLK.
DATE: 4/26/2007
BID DATE:

RES. NO.: 7139-07
W.O. NO.: 12012

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization / Demobilization	1	LS	3,000.00	3,000.00
2.	Removal of Pavement	884	SY	6.00	5,304.00
3.	Removal of Curb	704	LF	2.75	1,936.00
4.	Underdrain, (6" Perforated Plastic) (Type "K")	686	LF	6.50	4,459.00
5.	Cement Concrete Pavement, Plain 6" (7 Bag Mix W/ Superplasticiz including J bolts or #5 deformed bars)	884	SY	26.00	22,984.00
6.	Type O Compacted Aggregate for Base;No.53,or No.8 (For Pavement Subbase & Subsurface Drains)	282	TON	13.00	3,666.00
7.	Concrete Curb Type "I-B" (Special 4' wide)	704	LF	17.00	11,968.00
8.	Top Soil	35	TON	15.00	525.00
9.	Water Valves Adjusted to Grade (undistributed)	1	EA	50.00	50.00
10.	Water Valves Furnish & Adjusted to Grade (undistributed)	1	EA	125.00	125.00
11.	Mulched Seeding	140	SY	1.50	210.00
12.	Maintenance of Traffic	1	LS	3,000.00	3,000.00
13.	Construction Sign Type "A"	3	EA	75.00	225.00
14.	Type III Barricade	3	EA	80.00	240.00
15.	Type III Barricade With Sign	3	EA	120.00	360.00
16.	Casting Type "C" Furnished & Adjusted to Grade	2	EA	400.00	800.00
17.	Castings Adjusted to Grade	1	EA	120.00	120.00
18.	Pipe 12" R.C.P. (Class IV) Including Backfill	30	LF	40.00	1,200.00
19.	Inlet, Type (IV-E)	1	EA	1,600.00	1,600.00
20.					0.00

SUB-TOTAL:	61,772.00
E&I @16%	9,883.52
TOTAL:	**71,655.52**

Revised: 02-13-04

Resolution #94-5-2-07-2

A RESOLUTION APPROVING THE CONVEYANCE OF CERTAIN REAL ESTATE TO THE BOARD OF PUBLIC WORKS, CITY OF FORT WAYNE, INDIANA.

WHEREAS, the Allen County Community Development Corporation desires to convey a small parcel of land located south of West Till Road, west of Lima Road, specifically described in the Offer to Purchase Real Estate, Exhibit "A," attached hereto and made a part hereof; and

WHEREAS, this parcel of land will be needed in the future by the Grand Rapids – Indiana Rail to Trail which will eventually be connected to the Fort Wayne Greenway network.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1: The conveyance of a small parcel of land located south of West Till Road, west of Lima Road, specifically described in the Offer to Purchase Real Estate, Exhibit "A," by the Allen County Community Development Corporation to the City of Fort Wayne Board of Public Works, is hereby approved and agreed to.

SECTION 2: This Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Common Council of the City of Fort Wayne and the Mayor.

The City of Fort Wayne Board of Public Works:

Approves the donation of a parcel of and located in the east half of the fractional Section 4, Township 31 North, Range 12 East, Allen County, Indiana.

Approved this 2nd day of May, 2007

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST BY:
Marilyn Huth
Marilyn Huth, Clerk

OFFER TO PURCHASE REAL ESTATE

To: Allen County Community Development Corporation Owners,
Date 4-24-07

I/We City of Fort Wayne Board of Public Works hereby offer to purchase for the sum of $ -- 0 -- in accordance with the paragraphs below, the real estate in Allen County, Indiana commonly known as 0000 W. Till Rd the legal description which is

see attached exhibit "A"

PIN # 02 - 07 - 03 - 301 - 001 - 000 - 073 Key # 80 - 0004 - 5089

1) PURCHASE PRICE

A) CASH: The entire purchase price shall be paid in cash, cashiers check or money order.

2) CLOSING: Within forty-five (45) business days of payment of the Purchase Price, Seller shall deliver a properly executed Quit Claim Deed, conveying the real estate, improvements and fixtures in substantially their present condition, usual wear and tear excepted and if Seller is unable to do so, Buyer shall have the option to revoke this Agreement and have the Purchase Price returned, within 30 days from demand.

3) POSSESSION shall be after Quit Claim Deed is received by Buyer.

4) The Real Estate, its improvements, fixtures and utility systems and any personal property included in this sale are being sold in "AS IS" condition, without warranty of any kind from Seller, either express or implied.

5) This Agreement is solely between Buyer and Seller. The Agent(s) shall not be liable for any existing or arising defects or deficiencies in the real estate, improvement or equipment thereon.

Print Name Buyer: City of Fort Wayne Board of Public Works
Signature Buyer: Daniel A. Brennan
Address: One East Main St Room 350
Fort Wayne, IN 46802
Phone: 427-1402

Print Name Buyer: ____
Signature Buyer: ____
Address: ____
____
Phone: ____

Payment of $ - 0 -- received. ~~cs ck mo~~

Agent Fred E. Meyer

The undersigned Seller of the property described in this agreement hereby accepts said offer and agrees to abide by the terms and conditions thereof this ____ day of ________, 2007.

Allen County Community
Development Corporation

By: ________
F. Nelson Peters
Its: President of the Board

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EXIBIT "A"

A PARCEL OF LAND LOCATED IN THE EAST HALF OF THE FRACTIONAL SECTION 4, TOWNSHIP 31 NORTH, RANGE 12 EAST, ALLEN COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE EAST QUARTER CORNER OF SECTION 4, TOWNSHIP 31 NORTH, RANGE 12 EAST, AS MARKED BY A 1/2" DIAMETER IRON PIN, WITNESSED BY THE COUNTY SURVEYOR; THENCE NORTH 89 DEGREES 33 MINUTES 07 SECONDS WEST (ASSUMED BEARING BASE) ALONG THE SOUTH LINE OF THE FRACTIONAL NORTHEAST ONE-QUARTER OF SAID SECTION 4, A DISTANCE OF 33.41 FEET TO THE POINT OF BEGINNING. BEGINNING AT THE ABOVE DESCRIBED POINT; THENCE SOUTH 0 DEGREE 41 MINUTES 59 SECONDS EAST ALONG THE CENTERLINE OF THE FORMER GRAND RAPIDS AND INDIANA RAILROAD RIGHT-OF-WAY, A DISTANCE OF 1312.62 FEET TO A POINT ONTHE NORTH LINE OF THE SOUTH HALF OF THE SOUTHEAST ONE-QUARTER OF SAID SECTION 4; THENCE ALONG SAID NORTH LINE, NORTH 89 DEGREES 46 MINUTES 37 SECONDS WEST, A DISTANCE OF 1094.31 FEET; THENCE SOUTH 0 DEGREE 37 MINUTES 49 SECONDS EAST, A DISTANCE OF 610.33 FEET TO A POINT ON THE CENTERLINE OF EASTERDAY ROAD; THENCE ALONG THE CENTERLINE OF EASTERDAY ROAD, NORTH 67 DEGREES 17 MINUTES 10 SECONDS WEST, A DISTANCE OF 352.87 FEET; THENCE CONTINUING ALONG SAID CENTERLINE, NORTH 88 DEGREES 17 MINUTES 10 SECONDS WEST, A DISTANCE OF 595.74 FEET TO THE SOUTHEAST CORNER OF A PARCEL CONVEYED TO THE ALLEN COUNTY POLICE RESERVE, INC. IN DOC. NO. 77-692; THENCE ALONG THE EAST LINE OF SAID ALLEN COUNTY POLICE RESERVE, INC. NORTH 0 DEGREE 37 MINUTES 49 SECONDS WEST, A DISTANCE OF 918.89 FEET TO THE NORTHEAST CORNER OF SAID POLICE RESERVE; THENCE ALONG THE NORTH LINE OF SAID POLICE RESERVE, SOUTH 89 DEGREES 22 MINUTES 11 SECONDS WEST, A DISTANCE OF 423.6 FEET TO A POINT ON THE WEST LINE OF THE SOUTHEAST ONE-QUARTER OF SAID SECTION 4; THENCE ALONG SAID WEST LINE, NORTH 0 DEGREE 37 MINUTES 51 SECONDS WEST A DISTANCE OF 869.41 FEET TO THE CENTER OF SAID SECTION 4; THENCE NORTH 0 DEGREE 37 MINUTES 51 SECONDS WEST, ALONG THE WEST LINE OF THE NORTHEAST ONE-QUARTER OF SAID SECTION 4, A DISTANCE OF 2306.01 FEET TO A POINT ON THE INDIAN BOUNDARY LINE, SAID POINT BEING 1066.23 FEET SOUTH OF THE NORTH QUARTER CORNER OF SAID SECTION 4; THENCE ALONG SAID INDIAN BOUNDARY LINE, NORTH 81 DEGREES 47 MINUTES 44 SECONDS EAST, A DISTANCE OF 2453.64 FEET TO A POINT ON THE CENTERLINE OF THE FORMER GRAND RAPIDS AND INDIANA RAILROAD RIGHT-OF-WAY; THENCE ALONG SAID CENTERLINE, SOUTH 0 DEGREE 41 MINUTES 59 SECONDS EAST, A DISTANCE OF 2675.26 FEET TO THE POINT OF BEGINNING. ** EXCEPT THAT PORTION OF THE ABOVE LEGAL DESCRIPTION WHICH FALLS OUTSIDE THE BOUNDARY OF ANNEXATION ORDINANCE NO. X-93 (NORTH I ANNEXATION).

Property Address: 0000 W TILL RD

80-0004-0089

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****** REAL PROPERTY MASTER FILE CHANGE 2006 PAY 2007 ******
KEY NUMBER: 02-07-03-301-001.000-073  / 80-0004-5089
                                         TAX CODE = 5
OWNER NAME/ADDRESS                      PROP ADD  HOUSE #: 00000 DIR:
ALLEN COUNTY COMM DEV CORP                STREET  :
BUILDING DEPT  ATTN: DAVE FULLER          ZIP CODE: 00000
1 W SUPERIOR ST                         DEED:   REF#: 0004-21969 TRNDAT:  09242004
 ORT WAYNE  IN                46802 0000  ACTIVITY DATES: 10282005 10282005
LEGAL DESCRIPTION                          R LAND: 000000000 HOMESTEAD YR =  0000
N1335 OF S 2670 FT OF W 50 FT             NR LAND: 000000000 HOME FLAG: N - 00000
OF GRAND RAPIDS & IN RR R/W               TL LAND: 000000000     ACRES:       1.53
SEC 4                                      R IMPV: 000000000  USE CODE: 620
                                          NR IMPV: 000000000
DRAIN INFORMATION                         TL IMPV: 000000000
   NUMBER     ACRES   AMOUNT
01 0000000     0.00      0.00
02 0000000     0.00      0.00
03 0000000     0.00      0.00
04 0000000     0.00      0.00                   XMPT     CTL#      BK#  PG1 PG2
05 0000000     0.00      0.00                000000000 00000       0    0   0
06 0000000     0.00      0.00                000000000                  0
07 0000000     0.00      0.00                000000000 RECONSTRUCTION INFO
08 0000000     0.00      0.00                000000000                   0.00
                                                                         0.00
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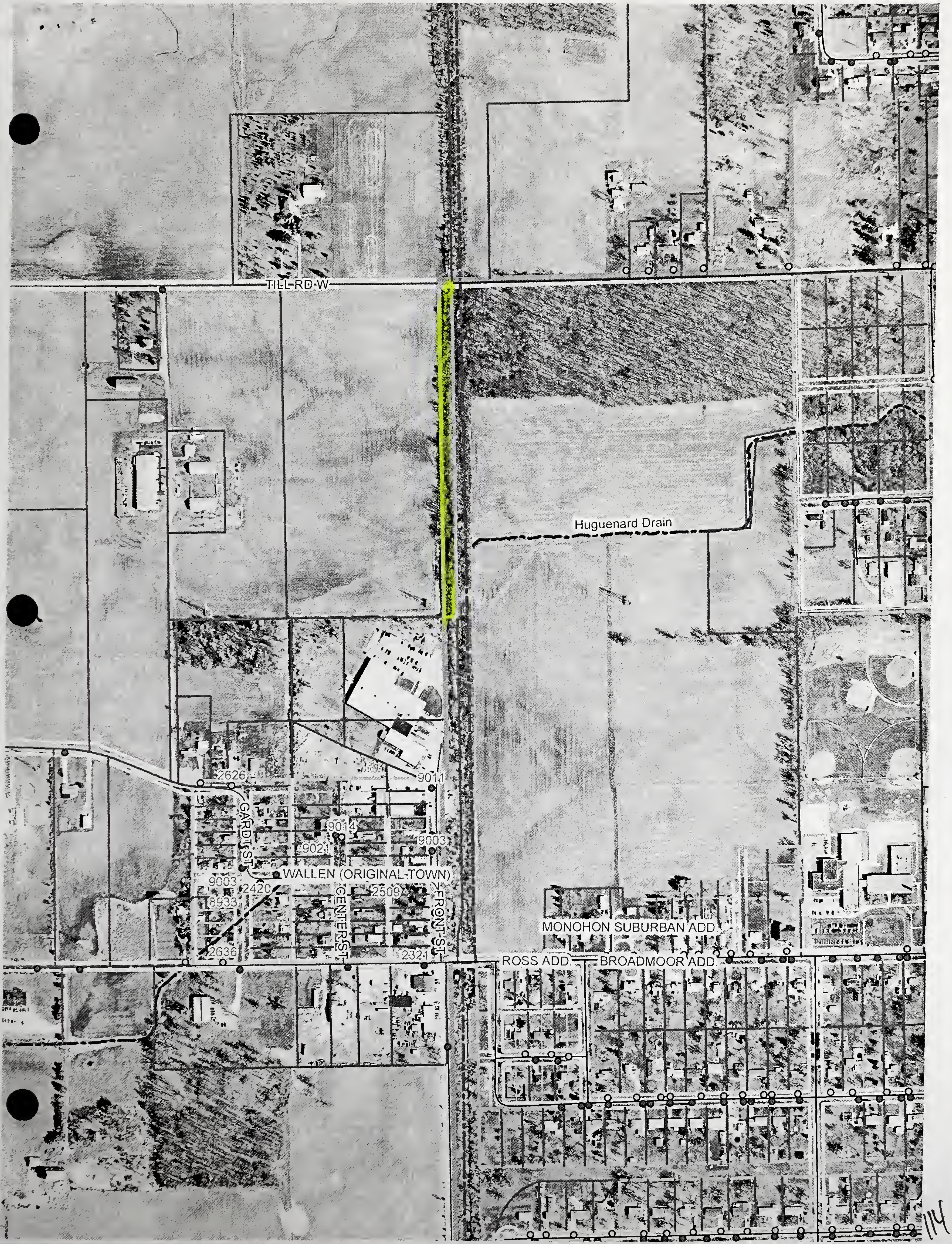
West Till Road


TILL RD W
Huguenard Drain
2626
9011
GARD ST
9014
9003
9021
WALLEN (ORIGINAL TOWN)
9003
2420
2509
CENTER ST
FRONT ST
8933
2636
2321
MONOHON SUBURBAN ADD
ROSS ADD
BROADMOOR ADD

A RESOLUTION approving the sale of
real estate owned by the City of
Fort Wayne.

Resolution #94-5-2-07-1

WHEREAS, The City of Fort Wayne Board of Public Works is listed as the owner of properties described on attached Exhibit “A”.

WHEREAS, The Board of Public Works has determined that the City of Fort Wayne has no present use for these properties, and that future use by the City is unlikely.

NOW, THEREFORE, the Board of Public Works of the City of Fort Wayne, Indiana, hereby resolves to declare intent to sell the above-named properties, following all applicable state statutes.

Signed this 2nd day of May, 2007.

CITY OF FORT WAYNE

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ry P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

EXHIBIT “A”

LOT NUMBER 383 EX W ½ HANNA ADD TO THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA.

Property Address: 823 E. Berry St., Fort Wayne, IN 46803

LOT NUMBER 383 W ½ HANNA ADD TO THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA.

Property Address: 819 E. Berry St., Fort Wayne, IN 46803

LOT NUMBER 367 W 30FT OF S 150FT HANNA ADD TO THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA.

Property Address: 725 E. Wayne St., Fort Wayne, IN 46803

LOT NUMBER 48 KRYDERS EXT ADD TO THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA.

Property Address: 3410 Winter St., Fort Wayne, IN 46806

LOT NUMBER 18 KRONMILLER & DIXONS SUB AMD ADD TO THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA.

Property Address: 2906 S. Monroe St., Fort Wayne, IN 46806

LOT NUMBER 15 W46 ½ KRONMILLER & DIXON SUB AMD ADD TO THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA.

Property Address: 518 Boltz St., Fort Wayne, IN 46806

LOT NUMBER 2 E 58.22 FT FRL, LOT 3 E 58.22 FT FRL OF W 100 MAHURIN & BASSETT 1ST SUB TO THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA.

Property Address: 607 E. Pontiac St., Fort Wayne, IN 46803

LOT NUMBER 5 O E HILLS ADD TO THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA.

Property Address: 2602 S. Hanna St., Fort Wayne, IN 46803

LOT NUMBER 18 WHITES SUB ADD TO THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA.

Property Address: 1233 Lillie St., Fort Wayne, IN 46803

LOT NUMBER 195 DREXEL PARK ADD TO THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA.

Property Address: 3226 Robinwood Dr., Fort Wayne, IN 46806

LOT NUMBERS 59 & 60 ABBOTTS ADD TO E WAYNE TO THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA.

Property address: 2400 Perth St. (Block of), Fort Wayne, IN 46803

LOT NUMBER 61 ABBOTTS ADD TO E WAYNE EX W 67 FT TO THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA.

Property address: 2400 Perth St. (Block of), Fort Wayne, IN 46803

LOT NUMBER 62 ABBOTTS ADD TO E WAYNE EX W 67 FT TO THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA.

Property address: 2400 Perth St. (Block of), Fort Wayne, IN 46803

IMPROVEMENT RESOLUTION NO. 7141-07

EMBASSY THEATER CURB RAMP
WORK ORDER NO. 12023

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: The Embassy Theater Access by installing a ten foot wide curb ramp.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 9th day of May, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

IMPROVEMENT RESOLUTION NO. 7142-07

SINCLAIR STREET SIDEWALKS
WORK ORDER NO. 12019

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: The north side of the 1900 Block of Sinclair St. (Tyler Ave. west to the R.R.) by reconstructing the sidewalks, yard walks and drive approaches.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 9th day of May, 20 .

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Sinclair St. Sidwalks
1900 Block N. Side Only
DATE: 5/1/2007

RES. NO.:7142-07

W.O. NO.: 12019

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Curb	60	LF	6.00	360.00
2.	Removal of Concrete	305	SY	6.00	1830.00
3.	Concrete Curb Type III	60	LF	20.00	1200.00
4.	Concrete Sidewalk (4")	215	SY	25.00	5375.00
5.	Concrete Pavement for Residential Drive (6")	80	SY	30.00	2400.00
6.	Concrete Wingwalk & Ramps (6")	15	SY	40.00	600.00
7.	Bed Course Material	50	TON	10.00	500.00
8.	Top Soil	30	TON	15.00	450.00
9.	Mulched Seeding,	180	SY	2.00	360.00
10.	Tree, Prune & Fertlize	3	EA	60.00	180.00
11.	Water Valves (Curb-Box) Furnish & Adjust to Grade (If Broken / Deteriorated)	2	EA	50.00	100.00
12.	Water Valves (Curb-Box) Adjusted to Grade	6	EA	30.00	180.00
13.	Construction Signs, Type A With Construction Warning Light Type A	3	EA	100.00	300.00
14.	Maintenance of Traffic	1	LS	2000.00	3000.00
15.	Mobilization / Demobilization	1	LS	3000.00	4000.00

SUB-TOTAL:	20835.00
E&I @25%	5208.75
TOTAL:	**$26,043.75**

Revised: 02-13-04

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IMPROVEMENT RESOLUTION NO. 7131-07

LUNADA DRIVE
WORK ORDER NO. 11983

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve LUNADA DRIVE: 60 +/- LINEAR FEET SOUTH OF SANTA ANA DRIVE TO A POINT 123 +/- LINEAR FEET SOUTH OF MIRADA DRIVE; BY RECONSTRUCTION OF ROADWAY, I.E. CEMENT CONCRETE PAVEMENT REHABILITATION; WHICH INCLUDES, INTEGRAL CURBS, CONSTRUCTION OF UNDER-DRAIN, DRIVE APPROACHES, CORNER (WING) WALK AND CURB-RAMPS, REHABILITATE STORM SEWER STRUCTURES, TOPSOIL AND MULCHED SEEDING RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 9th day of May, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Lunada Drive - 60' South of Santa Ana To Mirada Drive RES. NO.: 7131-07

DATE: 4/11/2007 W.O. NO.: 11983

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization & Demobilization	1	EA	8000.00	8000.00
2.	Removal of Pavement	3632	SY	6.00	21792.00
3.	Removal of Concrete	552	SY	5.50	3036.00
4.	Concrete Wingwalk & Ramps, 6"	285	SY	39.50	11257.50
5.	Cement Concrete Pavement, Plain, 6"	3632	SY	23.00	83536.00
6.	Concrete Pavement for Residential Drive (6")	192	SY	28.50	5472.00
7.	Concrete Sidewalk, 4"	75	SY	25.00	1875.00
8.	1" Expansion Joint With Load Transfer	117	LF	18.00	2106.00
9.	Inlet, Type I-C	1	EA	1200.00	1200.00
10.	Inlet, Type IV-E (2x3)	1	EA	1500.00	1500.00
11.	Casting, Type A, Furnished & Adjusted to Grade	1	EA	425.00	425.00
12.	Casting, Type C, Furnished & Adjusted to Grade	1	EA	400.00	400.00
13.	Castings, Adjust To Grade	1	EA	150.00	150.00
14.	Underdrain,6" Perforated Plastic, Group K Pipe (incl. #8 Aggregate Backfill)	1860	LF	8.25	15345.00
15.	Type "O" Compacted Aggregate for Base, No.53	925	TN	12.00	11100.00
16.	Pipe, RCP, Class IV, 12" (Include No. 53, Special Backfill)	280	LF	55.00	15400.00
17.	Water Valves (Valve Box) Adjusted to Grade (Pavement, Sidewalk, Parkstrip)	10	EA	50.00	500.00
18.	Construction Signs, Type A With Construction Warning Light Type A	5	EA	100.00	500.00
19.	Standard Barricade, Type III-B With Signs, Type B Construction	14	EA	120.00	1680.00
20.	Backfill Behind Curb (Borrow)	98	TN	12.00	1176.00
21.	Bed Course Material	80	TN	8.50	680.00
22.	Top Soil	60	TN	20.00	1200.00
23.	Mulched Seeding,	675	SY	1.50	1012.50
24.	Transverse Marking, Paint, Solid, White 6" (Crosswalk)	70	LF	1.75	122.50
25.	Maintenance of Traffic	1	LS	5000.00	5000.00

SUB-TOTAL:	194465.50
E&I @16%	31114.48
TOTAL:	**$225,579.98**

Revised: 02-13-04

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BID

PROJECT: Lunada Drive - 60' South of Santa Ana To Mirada Drive

RES. NO.: 7131-07

DATE:

W.O. NO.: 11983

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization & Demobilization	1	EA		
2.	Removal of Pavement	3632	SY		
3.	Removal of Concrete	552	SY		
4.	Concrete Wingwalk & Ramps, 6"	285	SY		
5.	Cement Concrete Pavement, Plain, 6"	3632	SY		
6.	Concrete Pavement for Residential Drive (6")	192	SY		
7.	Concrete Sidewalk, 4"	75	SY		
8.	1" Expansion Joint With Load Transfer	117	LF		
9.	Inlet, Type I-C	1	EA		
10.	Inlet, Type IV-E (2x3)	1	EA		
11.	Casting, Type A, Furnished & Adjusted to Grade	1	EA		
12.	Casting, Type C, Furnished & Adjusted to Grade	1	EA		
13.	Castings, Adjust To Grade	1	EA		
14.	Underdrain,6" Perforated Plastic, Group K Pipe (incl. #8 Aggregate Backfill)	1860	LF		
15.	Type "O" Compacted Aggregate for Base, No.53	925	TN		
16.	Pipe, RCP, Class IV, 12" (Include No. 53, Special Backfill)	280	LF		
17.	Water Valves (Valve Box) Adjusted to Grade (Pavement, Sidewalk, Parkstrip)	10	EA		
18.	Construction Signs, Type A With Construction Warning Light Type A	5	EA		
19.	Standard Barricade, Type III-B With Signs, Type B Construction	14	EA		
20.	Backfill Behind Curb (Borrow)	98	TN		
21.	Bed Course Material	80	TN		
22.	Top Soil	60	TN		
23.	Mulched Seeding,	675	SY		
24.	Transverse Marking, Paint, Solid, White 6" (Crosswalk)	70	LF		
25.	Maintenance of Traffic	1	LS		

TOTAL: ____________

CONTRACTOR WILL BE PAID ON MEASURED QUANTITIES ONLY, AT UNIT PRICE BID.
ALL WORK MUST BE COMPLETED BY: 9/14/2007
NOTE:ANY FORM OF CORRECTION WITHIN THE AREA OF UNIT PRICES, EXTENSIONS, OR TOTAL ON THIS BID MUST BE INITIALED BY THE BIDDER AND WILL BE NOTED AT THE TIME OF OPENING.

bid page no. 1.

Contractors Signature

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THREE RIVERS WATER FILTRATION PLANT FILTER VALVES
RESOLUTION NO. 1725-2004

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This work is generally described as the installation of 100 new filter valves with electric actuators. Electrical, controls, and mechanical work is included in this project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Filter valve replacement ph 1.

Declares the cost of the said improvements shall be paid by the Fort Wayne Water Utility (SRF Bond).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $2,500,000.

APPROVED THIS 9th DAY OF May, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: ____________________
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

AERATION BLOWER NO 5 REPLACEMENT
RESOLUTION NO. 1644-2004

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

> **This work is generally described as the installation of a new 1750 HP centrifugal aeration blower, an existing 1200 HP blower will receive upgraded controls, a new PLC based master controller, and associated electrical, mechanical, controls, concrete, and other work.**

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Aeration Blower No 5 Replacement.

Declares the cost of the said improvements shall be paid by the Fort Wayne Sewer Utility (Revenue Bond).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $3,100,000.

APPROVED THIS 9th DAY OF May, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: ______________________
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

EMERGENCY RESOLUTION NUMBER #94-5-9-07-1
2119 FOX AVENUE EMERGENCY REPAIR

WHEREAS, an existing 15" VCP combination sewer line has collapsed along Fox Avenue and;

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action, and;

WHEREAS, repair of the 15" combination sewer line is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, T&E Excavating, Liberty Construction, Bercot Construction, Scheidleman. Excavating and Fleming Excavating, were invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty Five Thousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repair and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

APPROVED this 9th day of May ,2007.

BOARD OF PUBLIC WORKS,

By Regina A. Kostoff
Regina Kostoff, Chair

By Ryan P. Chasey
Ryan P. Chasey, Member

By
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

2119 FOX AVENUE
COMBINATION SEWER EMERGENCY REPAIR SPECIFICATIONS

SCOPE OF WORK:

This emergency repair shall consist of the following bid:

ITEM NO. 1

Replacement of plus or minus 20ft of 15" vcp combination sewer from mh L03 272 east into the alley approach and any active taps. Some minor repair of the brick manhole may be needed. The overall depth of the repair will be approximately 25ft, the soil is very sandy and loose.

Contractor will be required to restore the alley approach and any curb line involved. To back fill and compact stone to city specs. The asphalt pavement will be restored by the contractor who's roller fell in the hole left by the collapsed pipe.

CONDITIONS OF WORK:

The contractor awarded the emergency repairs shall be required to provide and comply with the following items:

1. City of Fort Wayne Department of Water Resources, Development Criteria/Standards Manual
2. Contractor shall be responsible for and shall be required to comply with all Local, State and Federal Regulations regarding safety procedures, O.S.H.A. requirements and in particular open construction trench protection and confined space entry.
3. Contractor shall be required and responsible for placing and maintaining temporary barricades.
4. Contractor needs to comply with all E.B.E. requirements through City of Fort Wayne Compliance Office.
5. Contractor shall be responsible for dealing with whatever ground condition exists at the time of construction.
6. Contractor shall be responsible to protect, replace, and or repair all existing utilities in the emergency repair site.
7. Contractor is to submit Monthly Report and Manpower Summary to the City Compliance Office, Room #420.
8. Contractor shall be required to obtain and adhere to any and all required permits, including a right of way cut permit and a street barricade permit.

The Contractor is responsible to determine if the temporary removal, relocation, support or bracing of existing items, such as street and traffic signs, power poles, posts, fences, rock gardens, light posts, shrubs, bushes, guard rail, etc., is necessary. Should temporary removal or relocation be necessary, the Contractor shall be responsible to replace or reinstall said items at their original location or at locations designated by the property owners and the Contractor shall restore them to their original or better condition, at no extra cost.

2119 FOX AVE.
COMBINATION SEWER EMERGENCY REPAIRS

BASE BID:

ITEM NO. 1 All costs to complete all work to replace plus or minus 20ft of 15" combination sewer line.

LUMP SUM $____________________

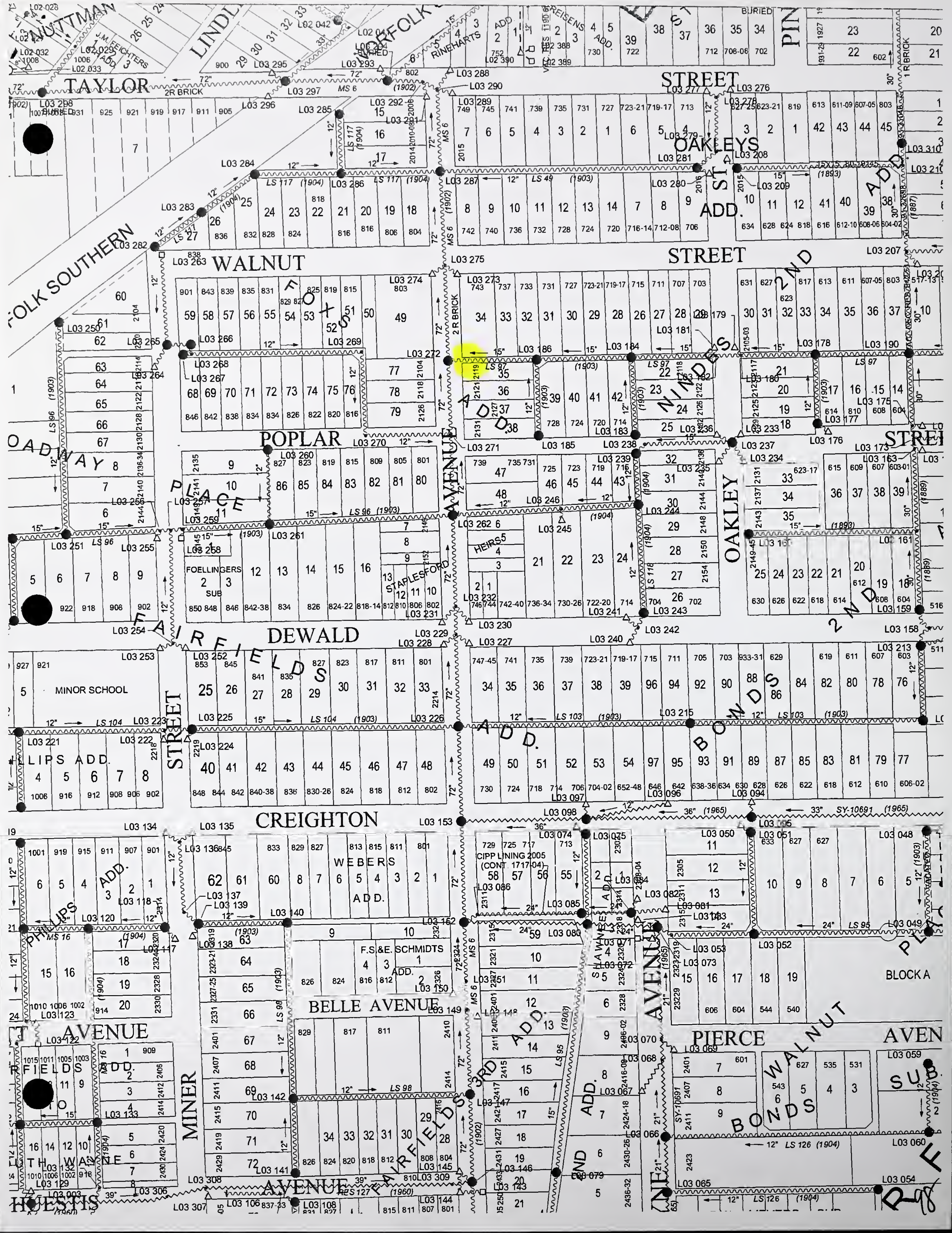
The emergency repair work shall begin within 1 (one) day from date of obtaining an emergency repair order.

Proposal submitted this __________day of ____________________________, 2007.

FROM__________________________________
Contractor

BY______________________________________

a7


TAYLOR
STREET
WALNUT
STREET
POPLAR
DEWALD
CREIGHTON
BELLE AVENUE
PIERCE
AVENUE
HUESTIS
MINER
AVENUE
STREET
OAKLEY
AVENUE
NORFOLK SOUTHERN
BROADWAY
PLACE
FOX ADD.
NINDES ADD.
OAKLEYS ADD.
2ND ADD.
FAIRFIELDS ADD.
BONDS ADD.
FOELLINGERS SUB
STAPLESFORD
HEIRS
MINOR SCHOOL
PHILLIPS ADD.
WEBERS ADD.
F.S.&E. SCHMIDTS ADD.
FAIRFIELDS 3RD ADD.
SHAWNEE ADD.
2ND ADD.
BONDS WALNUT SUB.
BLOCK A
CIPP LINING 2005 (CONT. 1717-04)
RINEHARTS ADD
NUTTMAN
J.M. LEICHTERS ADD
LINDL
REISENS ADD.
BURIED
MS 6
LS 97
LS 96
LS 104
LS 103
LS 98
LS 95
LS 126
LS 117
LS 49
LS 118
MS 16
RES 127 (1960)
SY-10691 (1965)
2 R BRICK
R-98

IMPROVEMENT RESOLUTION NO. 7144-07

MISC. CONCRETE STREET REPAIRS 4-2007
WORK ORDER NO. 11997

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Eaglecreek Pl., Wood Glen Dr.,and Tolbert Ct., by spot repair of concrete street, drainage improvements, subsurface drains, and restoration.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 16th day of May, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

S:\Project Files\Active\Misc Concrete St Repairs 4-07 - 11997\Improvement Resolution - Misc Concrete St Repairs.doc
Revised: 01-14-04

ESTIMATE OF QUANTITIES

PROJECT: Misc. Concrete Street Repair 4-2007 **RES. NO.:7144-07**
DATE:5/8/2007 **W.O. NO.:11997**
BID DATE:5/30/07

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Pavement	1193	LS	7.00	8,351.00
2.	Removal of Concrete	70	SY	6.00	420.00
3.	Cement Concrete pavement, Plain 6" (Type I-A curb included)	1142	SY	24.00	27,408.00
4.	Type "O" Compacted Aggregate for Base, No. 53	295	TN	13.00	3,835.00
5.	"Special" 4' Concrete Curb Type "I-B"	120	LF	20.00	2,400.00
6.	Backfill behind Curb	48	TN	8.00	384.00
7.	1" Expansion Joint	27	LF	12.00	324.00
8.	Concrete Pavement for Residential Drives (6")	70	SY	29.00	2,030.00
9.	Bedcourse Material	15	TN	13.00	195.00
10.	Mulched Seeding	261	SY	2.00	522.00
11.	Top Soil	30	TN	15.00	450.00
12.	Underdrain, 6" Perforated Plastic, Group K Pipe (includes #8 stone)	650	LF	8.00	5,200.00
13.	Casting Type "C" Furnished & Adjusted to Grade	2	EA	400.00	800.00
14.	Construction Sign Type "A"	6	EA	75.00	450.00
15.	Standard Barricade, Type III-B	13	EA	80.00	1,040.00
16.	Standard Barricade, Type III-B with Sign and Warning Light	4	EA	120.00	480.00
17.	Maintenance of Traffic	1	LS	2,100.00	2,100.00
18.	Mobilization / Demobilization	1	LS	2,700.00	2,700.00

SUB-TOTAL:	59,089.00
E&I @25%	14,772.25
TOTAL:	**73,861.25**

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: May 14, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 1,113,241.00.** These payments will be paid using the 2005 State Revolving Funds. These expenses are for the WPCP Primary Clarifiers Project – W.O. 74742 and the WPCP Dechlorination Project – W.O. 75003.

Draw #117	Barton Malow Co.	$ 1,110,119.00
Draw #118	CH2M Hill	3,122.00
	Total SRF Payments	**$ 1,113,241.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

May 16, 2007
Date

RESOLUTION NO. 94-5-16-07-2

RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, REGARDING THE APPROVAL OF A FORM OF BOND ORDINANCE, RECOMMENDING ITS ADOPTION TO THE COMMON COUNCIL OF THE CITY AND AUTHORIZING THE REIMBURSEMENT OF CERTAIN EXPENSES FROM BONDS AND OTHER RELATED MATTERS

WHEREAS, the Board of Public Works (the "Board") of the City of Fort Wayne, Indiana (the "City"), desires to proceed with improvements to the wastewater system of the City, specifically (i) several combined sewer and sanitary sewer capacity improvements, (ii) a floatables pilot project, (iii) planning and design for CSO pond improvements, (iv) phase 1 and 2 digester improvements, (v) aeration blower replacements – phase 1, (vi) ongoing SSO reduction work, (vii) interceptor rehab/lining work, and (viii) other necessary plant and distribution improvement projects (the "Project") which Project will benefit the City's sewage works; and

WHEREAS, the Board desires to recommend to the Common Council of the City (the "Common Council") to approve of the issuance of sewage works revenue bonds in one (1) or more series in an aggregate principal amount not to exceed Twenty-four Million One Hundred Fifty-five Thousand and 00/100 Dollars ($24,155,000.00) as set forth in the Sewage Works Bond Ordinance presented to the Board at this meeting (the "Sewage Bond Ordinance") in order to pay for the cost of the Project, such bonds to be on parity with outstanding sewage works revenue bonds issued by the City in 1998, 2002, 2003 and 2005; and

WHEREAS, a proposed form of the Sewage Bond Ordinance to finance the cost of the Project has been duly considered by the Board and found to be satisfactory; and

WHEREAS, the Board desires to recommend the adoption of the proposed Sewage Bond Ordinance to the Common Council; and

WHEREAS, the Common Council will consider issuing the City of Fort Wayne, Indiana, Sewage Works Revenue Bonds, Series 2007 (the "Sewage Bonds") for the purpose of providing funds to pay for the cost of the Project; and

WHEREAS, certain preliminary costs in financing the Project, have been or will be incurred by or on behalf of the City prior to the issuance and delivery of the Sewage Bonds; and

WHEREAS, the City reasonably expects to reimburse such preliminary costs of the Project with proceeds of the Sewage Bonds; and

WHEREAS, the Board desires to declare the official intent of the City, pursuant to I.C. 5-1-14-6(c) and § 1.150-2 of the Treasury Regulations promulgated by the Internal Revenue Service (the "Treasury Regulations"), that said preliminary costs be reimbursed from the proceeds of such bonds;

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of Fort Wayne, Indiana, as follows:

1. The Board requests that the Common Council authorize the issuance of sewage works revenue bonds in an aggregate principal amount not to exceed $24,155,000.00 on the terms and conditions set forth in the Sewage Bond Ordinance which Sewage Bond Ordinance is hereby approved in the form presented to this Board at this meeting.

2. The Board hereby ratifies, approves and authorizes the filing of said Sewage Bond Ordinance with the City Clerk for presentation to the Common Council and directs the

Clerk of the Board to present a copy of this Resolution to the City Clerk for presentation to the Common Council as soon as may be done.

3. The Board hereby declares the official intent of the City, pursuant to I.C. 5-1-14-6(c) and § 1.150-2 of the Treasury Regulations, that preliminary costs incurred by or on behalf of the City in financing the construction of the Project be reimbursed from the proceeds of the Sewage Bonds.

4. This resolution shall be in full force and effect from and after its adoption by the Board.

* * * * *

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ADOPTED at a meeting of the Board of Public Works of the City of Fort Wayne, Indiana, held on May 16, 2007, at the City-County Building, Omni Room, Room 250, One Main Street, Fort Wayne, Indiana.

BOARD OF PUBLIC WORKS OF THE
CITY OF FORT WAYNE, INDIANA

Regina A. Kostoff
Regina A. Kostoff, Chair

Ryan P. Chasey
Ryan P. Chasey, Member

John Suarez
John Suarez, Member

ATTEST:

Marilyn Huth
Marilyn Huth, Clerk

RECEIVED
JUN 18 2007
By

BILL NO. S-07-05-26

SPECIAL ORDINANCE NO. -60-07

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, AUTHORIZING THE ACQUISITION AND INSTALLATION OF CERTAIN IMPROVEMENTS TO THE CITY'S SEWAGE WORKS, THE ISSUANCE AND SALE OF ADDITIONAL REVENUE BONDS TO PROVIDE FUNDS FOR THE PAYMENT OF THE COSTS THEREOF, AND THE COLLECTION, SEGREGATION AND DISTRIBUTION OF THE REVENUES OF SUCH SEWAGE WORKS AND OTHER RELATED MATTERS

WHEREAS, the City of Fort Wayne, Indiana (the "City"), owns and operates a sewage works by and through its Board of Public Works (the "Board") for the collection and treatment of sewage and other wastes (the "Sewage Works"), pursuant to the provisions of Indiana Code 36-9-23, as amended (the "Act"); and

WHEREAS, the Board has determined and recommended to the Common Council of the City (the "Common Council") that certain improvements and extensions to the Sewage Works, as described herein, are necessary; and

WHEREAS; as such, the City has employed consulting engineers (the "Consulting Engineers"), to prepare and file plans, specifications, and detailed descriptions and estimates of the costs of the necessary improvements and extensions to the Sewage Works, which plans, specifications, descriptions and estimates, to the extent required by law, have been duly submitted to and approved or will be approved by all governmental authorities having jurisdiction thereover (the improvements and extensions to the Sewage Works as described in the Consulting Engineers' plans and specifications and below are referred to herein as the "Project"), including, without limitation, the Indiana Department of Environmental Management (the "Department"); and

WHEREAS, the Common Council finds that the estimates prepared and delivered by the Consulting Engineers with respect to the costs (as defined in Indiana Code 36-9-23-11) of acquisition and installation of such improvements and extensions to the Sewage Works (as defined in Indiana Code 36-9-1-8, as amended, and in the Act), and including all authorized costs relating thereto, including the costs of issuance of bonds on account of the financing of all or a portion thereof, will be in the estimated amount of Twenty-four Million One Hundred Fifty-five Thousand and 00/100 Dollars ($24,155,000.00); and

WHEREAS, the Common Council finds that to provide funds necessary to pay for the costs of the Project, it will be necessary for the City to issue sewage works revenue bonds in an amount not to exceed Twenty-four Million One Hundred Fifty-five Thousand and 00/100 Dollars ($24,155,000.00); and

WHEREAS, pursuant to Ordinance No. S-63-97 adopted by the Common Council on July 1, 1997, as amended by Ordinance No. S-21-98 adopted by the Common Council on February 24, 1998 (collectively, the "1998 Bond Ordinance"), the City has heretofore issued two series of revenue bonds payable from the net revenues of the Sewage Works, with the first series designated as "Sewage Works Junior Revenue Bonds of 1998, Series A" (the "1998 A Bonds"), outstanding after August 1, 2006, in the amount of $5,170,000, bearing interest at various rates and maturing in various amounts annually on August 1 in the years 2007 to and including 2012, and the second series of bonds designated as "Sewage

Works Junior Revenue Bonds of 1998, Series B" (the "1998 B Bonds"), outstanding after August 1, 2006, in the amount of $8,265,000, bearing interest at various rates and maturing in various amounts annually on August 1 in the years 2007 to and including 2012; and

WHEREAS, pursuant to Ordinance No. S-01-02-23 adopted by the Common Council on January 8, 2002, as amended by Ordinance No. S-02-04-13, adopted by the Common Council on May 14, 2002 (collectively, the "2002 Bond Ordinance"), the City heretofore issued two series of revenue bonds payable from the net revenues of the Sewage Works with the first series designated as "Junior Sewage Works Revenue Bonds, Series 2002 A" (the "2002 A Bonds") outstanding after August 1, 2006, in an aggregate principal amount not to exceed $21,036,000 bearing interest at four percent (4.0%) and maturing in various amounts annually on August 1 in the years 2007 to 2023, and the second series of bonds designated as "Junior Sewage Works Refunding and Improvement Revenue Bonds, Series 2002 B (the "2002 B Bonds") outstanding after August 1, 2006, in the amount of $14,370,000 bearing interest at various rates and maturing in various amounts annually on August 1 in the years 2007 to 2017; and

WHEREAS, pursuant to Ordinance No. S-126-02 adopted by the Common Council on October 22, 2002 (the "2002 C Bond Ordinance"), the City has heretofore issued revenue bonds payable from the net revenues of the Sewage Works, designated as "Sewage Works Junior Revenue Bonds, Series 2002 C" (the "2002 C Bonds"), outstanding after August 1, 2006, in the amount of $4,495,000, bearing interest at various rates and maturing in various amounts annually on August 1 in the years 2007 to and including 2017; and

WHEREAS, pursuant to Ordinance No. S-44-03 adopted by the Common Council on April 8, 2003 (the "2003 Bond Ordinance"), the City has heretofore issued revenue bonds payable from the net revenues of the Sewage Works, designated as "Sewage Works Junior Revenue Bonds, Series 2003" (the "2003 Bonds"), outstanding after August 1, 2006, in the amount of $10,280,000, bearing interest at various rates and maturing in various amounts annually on August 1 in the years 2007 to and including 2018; and

WHEREAS, pursuant to Ordinance No. S-129-05 adopted by the Common Council on August 23, 2005 (the "2005 Bond Ordinance" and with the 1998 Bond Ordinance, the 2002 Bond Ordinance, the 2002 C Bond Ordinance, and the 2003 Bond Ordinance, the "Prior Ordinances"), the City has heretofore issued revenue bonds payable from the net revenues of the Sewage Works, designated as "Sewage Works Revenue Bonds, Series 2005" (the "2005 Bonds" and with the 1998 A Bonds, the 1998 B Bonds, the 2002 A Bonds, the 2002 B Bonds, the 2002 C Bonds, and the 2003 Bonds, the "Prior Bonds"), outstanding after August 1, 2006, in the amount of $38,525,000, bearing interest at various rates and maturing in various amounts annually on August 1 in the years 2007 to and including 2025; and

WHEREAS, Sections 16 and 29(f) of the 1998 Bond Ordinance and Section 16 of the 2002 Ordinance, Section 16 of the 2002 C Ordinance, Section 16 of the 2003 Ordinance, and Section 16 of the 2005 Ordinance, each authorize the issuance of additional revenue bonds ranking on a parity basis with the Prior Bonds for such purposes, so long as certain conditions are met; and

WHEREAS, the Common Council now finds that all conditions precedent to the adoption of an ordinance authorizing the issuance of revenue bonds on a parity basis with the Prior Bonds to provide the necessary funds to be applied to the costs of the Project and all authorized costs relating thereto, have been complied with in accordance with the provisions of the Act; and

WHEREAS, the Common Council therefore seeks to authorize the issuance of revenue bonds to finance the acquisition and installation of the Project pursuant to the Act and the sale of one (1) or more series of such revenue bonds at public sale pursuant to the provisions of Indiana Code 5-1-11, subject to and dependent upon the terms and conditions hereinafter set forth;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

Section 1. Acquisition and Installation of the Project. The City, acting by and through the Board and as the owner and operator of the Sewage Works for the collection and treatment of sewage and other wastes, hereby orders, authorizes and directs the Board to proceed with the acquisition and installation of improvements and extensions to the Sewage Works, pursuant to the Act and in accordance with the plans, specifications and cost estimates prepared and filed with the Board by the Consulting Engineers, which plans, specifications and cost estimates are hereby adopted and approved and, by reference, incorporated fully into this Ordinance, and two copies of which are now on file in the office of the Board

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and are open for public inspection. The actions of the Board in connection with the acquisition, installation, and financing of such improvements to the Sewage Works are hereby authorized, approved, ratified and confirmed.

Where used in this Ordinance, the term "City" shall be construed also to include any department, board, commission or officer or officers of the City or of any City department, board or commission. The terms "Sewage Works," "sewage works," "works" and similar terms used in this Ordinance shall be construed to mean and include the existing structures and property of the Sewage Works and all enlargements, improvements, extensions and additions thereto, and replacements thereof, now or subsequently constructed or acquired, from the proceeds of the bonds authorized herein or otherwise. Such improvements and extensions shall be constructed and the bonds herein authorized shall be issued pursuant to the provisions of this Ordinance and the Act.

Section 2. Description of the Project. In summary, the Project consists of certain improvements to the wastewater system of the City, specifically (i) several combined sewer and sanitary sewer capacity improvements, (ii) a floatables pilot project, (iii) planning and design for CSO pond improvements, (iv) phase 1 and 2 digester improvements, (v) aeration blower replacements – phase 1, (vi) ongoing SSO reduction work, (vii) interceptor rehab/lining work, and (viii) other necessary plant and distribution improvement projects.

The City, acting by and through the Board, shall proceed with the acquisition, construction and installation of the Project and shall enter into all contracts necessary or appropriate for such purpose, in conformity with and subject to the requirements and conditions set forth in this Ordinance and in the Act and in accordance with the plans and specifications previously prepared for and on behalf of the City.

Section 3. The 2007 Bonds. In accordance with the Act and for the purpose of providing funds with which to pay the costs of the Project, together with all authorized costs relating thereto including the costs of issuance of the 2007 Bonds, as hereinafter defined, on account thereof, the City shall issue and sell its sewage works revenue bonds in the aggregate principal amount not to exceed Twenty-four Million One Hundred Fifty-five Thousand and 00/100 Dollars ($24,155,000.00). The principal of, redemption premium, if any, and interest on the 2007 Bonds shall be payable, on a parity basis with the Prior Bonds, solely out of the Sewage Works Sinking Fund referred to below.

The 2007 Bonds shall be issued in one (1) series designated as the "City of Fort Wayne, Indiana, Sewage Works Revenue Bonds, Series 2007" (the "2007 Bonds"). The 2007 Bonds shall be issued as fully registered bonds in denomination or denominations of Five Thousand Dollars ($5,000) and any integral multiples thereof not exceeding the aggregate principal amount of such 2007 Bonds maturing in any one (1) year. The 2007 Bonds shall be numbered consecutively from 2007R-1 upward and shall bear interest at a rate not exceeding seven percent (7.0%) per annum, the exact rate or rates to be determined by bidding. Said interest rate or rates shall be in multiples of one-eighth (1/8) or one-twentieth (1/20) of one percent (1%). All 2007 Bonds maturing on the same date shall bear the same rate of interest, and the interest rate on 2007 Bonds of a given maturity must be at least as great as the interest rate on 2007 Bonds of any earlier maturity. Interest on the 2007 Bonds shall be calculated on the basis of twelve (12) thirty (30)-day months for a three hundred and sixty (360)-day year and shall be payable semiannually on February 1 and August 1 in each year (each an "Interest Payment Date"), commencing on the first February 1 or August 1, following the original date of the Bonds as determined by the Controller, with the advice of the City's financial advisor and as set forth in the Issuer's Certificate (defined herein) in the bond sale notice until principal is fully paid. The principal of the 2007 Bonds shall mature serially and annually on August 1 of each year, over a period ending no later than twenty (20) years from the date of issuance of the 2007 Bonds in such amounts that will produce as level annual debt service as practicable, and in the years and amounts to be determined by the Controller with the advice of the City's financial advisor prior to the publication of the bond sale notice referred to herein and set forth in the Issuer's Certificate.

The 2007 Bonds shall bear an original issue date which shall be the date of issuance of the 2007 Bonds or the first day of the month in which the 2007 Bonds are delivered, as determined by the Controller and set forth in the Issuer's Certificate, and each 2007 Bond shall also bear the date of its authentication. Any 2007 Bond authenticated on or before the fifteenth (15th) day of the calendar month immediately preceding the first Interest Payment Date, shall pay interest from its original issue date. Any 2007 Bond authenticated thereafter shall pay interest from the Interest Payment Date next preceding the date of authentication of such 2007 Bond to which interest thereon has been paid or duly provided for, unless such 2007

Bond is authenticated after the day which is fifteen (15) days prior to the Interest Payment Date and on or before such Interest Payment Date, in which case interest thereon shall be paid from such Interest Payment Date.

The Controller is hereby authorized to appoint a registrar and a paying agent for the 2007 Bonds (the "Registrar" and the "Paying Agent" and, in both such capacities, the "Registrar and Paying Agent"). The Registrar and Paying Agent shall be charged with and shall by appropriate agreement undertake the performance of all of the duties and responsibilities customarily associated with each such position, including without limitation the authentication of the 2007 Bonds. The Controller is authorized and directed to enter into such agreements and understandings with the Registrar and Paying Agent and any subsequent Registrar and Paying Agent as will enable and facilitate the performance of its duties and responsibilities, and is authorized and directed to pay such fees as the Registrar and Paying Agent may reasonably charge for its services in such capacity, and such fees may be paid from the Sewage Works Sinking Fund established under the Ordinance No. S-218-85, adopted by the Common Council on November 26, 1985, and continued by this Ordinance.

The Registrar and Paying Agent may at any time resign as Registrar and Paying Agent upon giving thirty (30) days' notice in writing to the City and by first-class mail to each registered owner of the 2007 Bonds then outstanding, and such resignation will take effect at the end of such thirty (30) days or upon the earlier appointment of a successor Registrar and Paying Agent by the City. Any such notice to the City may be served personally or sent by certified mail. The Registrar and

Paying Agent may also be removed at any time as Registrar and Paying Agent by the City, in which event the City may appoint a successor Registrar and Paying Agent. The City shall notify each registered owner of 2007 Bonds then outstanding by first-class mail of the removal of the Registrar and Paying Agent. Notices to registered owners of the 2007 Bonds shall be deemed to be given when mailed by first-class mail to the addresses of such registered owners as they appear on the registration books kept by the Registrar. Any predecessor Registrar and Paying Agent shall deliver all of the 2007 Bonds and cash in its possession with respect thereto, together with the registration books, to the successor Registrar and Paying Agent. The Controller is hereby authorized to act on behalf of the City with regard to any of the aforementioned actions of the City relating to the resignation or removal of the Registrar and Paying Agent and appointment of a successor Registrar and Paying Agent.

The 2007 Bonds shall, in compliance with all applicable laws, be issued and held in book-entry form on the books of the central depository system, The Depository Trust Company, its successors, or any successor central depository system appointed by the City from time to time (the "Clearing Agency"). The City and the Registrar and Paying Agent may, in connection therewith, do or perform or cause to be done or performed any acts or things not adverse to the rights of the holders of the 2007 Bonds, as are necessary or appropriate to accomplish or recognize such book-entry form Bonds.

During any time that the 2007 Bonds are held in book-entry form on the books of a Clearing Agency (1) any such 2007 Bond may be registered upon the books kept by the Registrar and Paying Agent in the name of such Clearing Agency, or any nominee thereof, including CEDE & Co., as nominee of The Depository Trust Company; (2) the Clearing Agency in whose name such 2007 Bond is so registered shall be, and the City and the Registrar and Paying Agent may deem and treat such Clearing Agency as, the absolute owner and holder of such 2007 Bond for all purposes of this Ordinance, including, without limitation, the receiving of payment of the principal of and interest on such 2007 Bond, the receiving of notice, and the giving of consent; (3) neither the City nor the Registrar and Paying Agent shall have any responsibility or obligation hereunder to any direct or indirect participant, within the meaning of Section 17A of the Securities Exchange Act of 1934, as amended, of such Clearing Agency, or any person on behalf of which, or otherwise in respect of which, any such participant holds any interest in any 2007 Bond, including, without limitation, any responsibility or obligation hereunder to maintain accurate records of any interest in any 2007 Bond or any responsibility or obligation hereunder with respect to the receiving of payment of principal, premium, if any, or interest on any 2007 Bond, the receiving of notice, or the giving of consent; (4) the Clearing Agency is not required to present any 2007 Bond called for partial redemption prior to receiving payment so long as the Registrar and Paying Agent and the Clearing Agency have agreed to the method for noting such partial redemption; and (5) payment of the principal of and interest on the 2007 Bonds may be made by wire transfer or other method acceptable to the Clearing Agency.

If either (i) the City receives notice from the Clearing Agency which is currently the registered owner of the 2007 Bonds to the effect that such Clearing

Agency is unable or unwilling to discharge its responsibility as a Clearing Agency for the 2007 Bonds or (ii) the City elects to discontinue its use of such Clearing Agency as a Clearing Agency for the 2007 Bonds, then the City and the Registrar and Paying Agent each shall do or perform or cause to be done or performed all acts or things, not adverse to the rights of the holders of the 2007 Bonds, as are necessary or appropriate to discontinue use of such Clearing Agency as a Clearing Agency for the 2007 Bonds and to transfer the ownership of each of the 2007 Bonds to such person or persons, including any other Clearing Agency, as the holder of the 2007 Bonds may direct in accordance with this Ordinance. Any expenses of such discontinuance and transfer, including expenses of printing new certificates to evidence the 2007 Bonds, shall be paid by the City.

During any time that the 2007 Bonds are held in book-entry form on the books of a Clearing Agency, the Registrar and Paying Agent shall be entitled to request and rely upon a certificate or other written representation from the Clearing Agency or any participant or indirect participant with respect to the identity of any beneficial owners of the 2007 Bonds as of a record date selected by the Registrar and Paying Agent. For purposes of determining whether the consent, advice, direction or demand of a Registered Owner of the 2007 Bonds has been obtained, the Registrar and Paying Agent shall be entitled to treat the beneficial owners of the 2007 Bonds as the holders of the 2007 Bonds.

During any time that the 2007 Bonds are held in book-entry form on the books of a Clearing Agency, the Controller or the Mayor is each authorized to enter into a Blanket Letter of Representations agreement with the Clearing Agency, and the provisions of any such Letter of Representations or any successor agreement shall control on the matters set forth herein.

Principal of and any redemption premium on the 2007 Bonds shall be payable at the principal corporate trust office of the Paying Agent. Interest on the 2007 Bonds shall be paid by check or draft mailed or delivered by the Paying Agent to the registered owner thereof at the address as it appears on the registration books kept by the Registrar as of the fifteenth (15th) day of the month immediately preceding the Interest Payment Date or at such other address as may be provided to the Paying Agent in writing by such registered owner. So long as the Clearing Agency or its nominee is the registered owner of the Bonds, interest on, together with the principal of and any redemption premium on, the 2007 Bonds will be paid directly to the Clearing Agency by wire transfer in same day funds by the Registrar and Paying Agent. All payments on the 2007 Bonds shall be made in any coin or currency of the United States of America which, on the dates of such payments, shall be legal tender for the payment of public or private debt.

Each 2007 Bond shall be transferable or exchangeable only on the books of the City maintained for such purpose at the principal corporate trust office of the Registrar, by the registered owner thereof in person, or by his or her attorney duly authorized in writing, upon surrender of such 2007 Bond together with a written instrument of transfer or exchange satisfactory to the Registrar duly executed by the registered owner or his or her attorney duly authorized in writing, and thereupon a new fully registered 2007 Bond or 2007 Bonds in the same aggregate principal amount and of the same maturity shall be executed and delivered in the name of the transferee or transferees or the registered owner, as the case may be, in exchange therefor. Each 2007 Bond may be transferred or exchanged without cost to the registered owner, except for any tax or other governmental charge which may be required to be paid with respect to such transfer or exchange. The Registrar shall not be obligated to make any transfer or exchange of any 2007 Bond (i) during the fifteen (15) days immediately preceding an Interest Payment Date or (ii) after the mailing of notice calling such 2007 Bond for redemption. The City, the Registrar and the Paying Agent may treat and consider the person in whose name any 2007 Bond is registered as the absolute owner thereof for all purposes including the purpose of receiving payment of, or on account of, the principal thereof, and redemption premium, if any, and interest thereon.

In the event any 2007 Bond is mutilated, lost, stolen or destroyed, the City may cause to be executed and the Registrar may authenticate a new 2007 Bond of like date, maturity, series and denomination as the mutilated, lost, stolen or destroyed 2007 Bond, which new 2007 Bond shall be marked in a manner to distinguish it from the 2007 Bond for which it was issued; provided, that in the case of any mutilated 2007 Bond, such mutilated 2007 Bond shall first be surrendered to the Registrar, and in the case of any lost, stolen or destroyed 2007 Bond there shall be first furnished to the Registrar evidence of such loss, theft or destruction satisfactory to the City and the Registrar, together with indemnity satisfactory to them. In the event that any such mutilated, lost, stolen or destroyed 2007 Bond shall have matured or been called for redemption, instead of causing to be issued a duplicate 2007 Bond, the Registrar and Paying Agent may pay the same upon surrender of the mutilated 2007 Bond or upon satisfactory indemnity and proof of loss, theft or destruction in the case of a lost, stolen or destroyed 2007 Bond. The City and the Registrar and Paying Agent may charge the owner of any such 2007 Bond with their reasonable fees and expenses in connection with the above. Every substitute 2007 Bond issued by reason of any 2007 Bond being lost, stolen or destroyed shall, with respect to such 2007 Bond, constitute a substitute contractual obligation of the City pursuant to this Ordinance, whether or not the lost, stolen or destroyed 2007 Bond shall be found at any time, and shall be entitled to all the benefits of this Ordinance, equally and proportionately with any and all other 2007 Bonds duly issued hereunder.

In the event that any 2007 Bond is not presented for payment or redemption on the date established therefor, the City may deposit in trust with the Paying Agent an amount sufficient to pay such 2007 Bond or the redemption price thereof, as appropriate, and thereafter the owner of such 2007 Bond shall look only to the funds so deposited in trust with the Paying Agent for payment and the City shall have no further obligation or liability with respect thereto.

Section 4. Redemption of the 2007 Bonds.

(a) Optional Redemption. The 2007 Bonds shall be subject to redemption at the option of the City, in whole or in part, upon thirty (30) days written notice, to the registered owner or owners of 2007 Bonds to be redeemed, on any August 1 not earlier than ten (10) years from the original date of the 2007 Bonds, at a redemption price and in amounts and maturities and in order of maturities determined by the Mayor and the Clerk upon the advice of the City's financial advisor as set forth in a certificate of the City to be executed and attested by the Mayor and the Clerk, respectively, prior to the sale of the 2007 Bonds (the "Issuer's Certificate").

Official notice of such redemption shall be mailed by the Registrar and Paying Agent by certified or registered mail at least sixty (60) days and not more than ninety (90) days prior to the scheduled redemption date to each of the registered owners of the 2007 Bonds called for redemption (unless waived by any such registered owner) at the address shown on the registration books of the Registrar and Paying Agent, or at such other address as is furnished in writing by such registered owner to the Registrar; provided, however, that failure to give such notice by mailing, or any defect therein, with respect to any 2007 Bond shall not affect the validity of the proceedings for the redemption of any other 2007 Bonds. The notice shall specify the redemption price, the date and place of redemption, and the registration numbers (and, in case of partial redemption, the respective principal amounts) of the 2007 Bonds called for redemption. The place of redemption may be at the principal corporate trust office of the Registrar and Paying Agent or as otherwise determined by the City. Interest on the 2007 Bonds (or portions thereof) so called for redemption shall cease to accrue on the redemption date fixed in such notice, if sufficient funds are available at the place of redemption to pay the redemption price on the redemption date and when such 2007 Bonds (or portions thereof) are presented for payment. Any 2007 Bond redeemed in part may be exchanged for a 2007 Bond or 2007

Bonds of the same maturity in authorized denominations equal to the remaining principal amount thereof.

In addition to the foregoing notice, the City may also direct that further notice of redemption of the 2007 Bonds be given, including without limitation and at the option of the City, notice described in paragraph (i) below given by the Registrar and Paying Agent to the parties described in paragraphs (ii) and (iii) below. No defect in any such further notice and no failure to give all or any portion of any such further notice shall in any manner defeat the effectiveness of any call for redemption of 2007 Bonds so long as notice thereof is mailed as prescribed above.

(i) If so directed by the City, each further notice of redemption given hereunder shall contain the information required above for an official notice of redemption plus (A) the CUSIP numbers of all 2007 Bonds being redeemed; (B) the date of issue of the 2007 Bonds as originally issued; (C) the rate of interest borne by each 2007 Bond being redeemed; (D) the maturity date of each 2007 Bond being redeemed; and (E) any other descriptive information needed to identify accurately the 2007 Bonds being redeemed.

(ii) If so directed by the City, each further notice of redemption shall be sent at least thirty-five (35) days before the redemption date by registered or certified mail or overnight delivery service to all registered securities depositories then in the business of holding substantial amounts of obligations of types comprising the

2007 Bonds (such depositories now being The Depository Trust Company of New York, New York, and Philadelphia Depository Trust Company of Philadelphia, Pennsylvania) and to one or more national information services that disseminate notices of redemption of obligations such as the 2007 Bonds (such as Financial Information, Inc.'s Financial Daily Called Bond Service, Kenny Information Service's Called Bond Service, Moody's Municipal and Government News Reports and Standard & Poor's Called Bond Record).

(iii) If so directed by the City, each such further notice shall be published one time in The Bond Buyer of New York, New York or, if the Registrar believes such publication is impractical or unlikely to reach a substantial number of the holders of the 2007 Bonds, in some other financial newspaper or journal which regularly carries notices of redemption of other obligations similar to the 2007 Bonds, such publication to be made at least sixty (60) days prior to the date fixed for redemption.

Upon the payment of the redemption price of the 2007 Bonds (or portions thereof) being redeemed and if so directed by the City, each check or other transfer of funds issued for such purpose shall bear the CUSIP number identifying, by issue and maturity, the 2007 Bonds (or portions thereof) being redeemed with the proceeds of such check or other transfer.

(b) Mandatory Sinking Fund Redemption. The 2007 Bonds may be subject to mandatory sinking fund redemption as set forth herein. At the option of the successful bidder for the 2007 Bonds, all or a portion of the 2007 Bonds may be aggregated into one or more term bonds payable from mandatory sinking fund redemption payments (the "Term Bonds") required to be made as set forth below. The Term Bonds shall have a stated maturity or maturities on August 1 of the years in which the 2007 Bonds are outstanding as determined pursuant to Section 3 hereof or as determined by the successful bidder.

In the event that the successful bidder opts to aggregate certain 2007 Bonds into Term Bonds, such Term Bonds shall be subject to mandatory sinking fund redemption prior to maturity at a redemption price equal to 100% of the principal amount thereof, plus accrued interest to the redemption date, but without premium, on August 1 of each year and in the principal amounts corresponding to and consistent with the maturity schedule for the 2007 Bonds set forth in the bond sale notice.

The Registrar and Paying Agent shall credit against the current mandatory sinking fund requirement for a Term Bond of a particular maturity, any 2007 Bonds of such maturity delivered to the Registrar and Paying Agent for cancellation or purchased for cancellation by the Registrar and Paying Agent and cancelled by the Registrar and Paying Agent and not theretofore applied as a credit against any mandatory sinking fund requirement. Each 2007 Bond so delivered or purchased shall be credited by the Registrar and Paying Agent at 100% of the principal amount thereof against the mandatory sinking fund redemption requirements for the applicable Term Bond in order of mandatory sinking fund redemption (or final maturity) dates determined by the Clerk, and the principal amount of such Term Bond to be redeemed on such mandatory sinking fund redemption dates by operation of the mandatory sinking fund requirements shall be reduced accordingly; provided, however, the Registrar and Paying Agent shall only credit Bonds against the mandatory sinking fund requirements to the extent such Bonds are received on or before 45 days preceding the applicable mandatory sinking fund redemption date.

The Registrar shall determine by lot (treating each $5,000 principal amount of each 2007 Bond as a separate 2007 Bond for such purpose) the 2007 Bonds within a Term Bond of a particular maturity to be redeemed pursuant to the mandatory sinking fund redemption requirements on August 1 of each year.

Notice of any such mandatory sinking fund redemption shall be given in the same manner as notice of optional redemption is required to be given pursuant to this Section 4 of this Ordinance. If 2007 Bonds are to be redeemed by optional redemption and mandatory sinking fund redemption on the same date, the Registrar shall select by lot the 2007 Bonds for optional redemption before selecting the 2007 Bonds by lot for the mandatory sinking fund redemption.

In the event any of the 2007 Bonds are issued as Term Bonds, the form of the 2007 Bond set forth in Appendix A to this Ordinance shall be modified accordingly.

Any reference to payment of principal on the 2007 Bonds shall include payment of scheduled mandatory sinking fund redemption payments described in this Section 4.

Section 5. Execution and Authentication of the 2007 Bonds. The 2007 Bonds shall be executed in the name of the City by the manual or facsimile signature of the Mayor of the City (the "Mayor"), countersigned by the manual or facsimile signature of the Controller and attested by the manual or facsimile signature of the Clerk of the City (the "Clerk"), who shall cause the seal of the City or a facsimile thereof to be affixed to each of the 2007 Bonds. The 2007 Bonds shall be authenticated by the manual signature of the Registrar, and no 2007 Bond shall be valid or become obligatory for any purpose until the certificate of authentication thereon has been so executed. In case any official whose signature appears on any 2007 Bond shall cease to be such official before the delivery of such 2007 Bond, the signature of such official shall nevertheless be valid and sufficient for all purposes, the same as if such official had been in office at the time of such delivery. Subject to the provisions of this Ordinance regarding the registration of the 2007 Bonds, the 2007 Bonds shall be fully negotiable instruments under the laws of the State of Indiana.

Section 6. Security and Sources of Payment for the 2007 Bonds. The 2007 Bonds, when fully paid for and delivered to the purchaser thereof as to both principal and interest, shall be valid and binding special revenue obligations of the City, payable solely from and secured by an irrevocable pledge of and constituting a charge upon all of the net revenues (herein defined as gross revenues after deduction only for the payment of the reasonable expenses of operation, repair and maintenance) derived from the Sewage Works, including all such net revenues from the existing works, the Project and all additions and improvements thereto and replacements thereof subsequently constructed or acquired, to be set aside into the Sewage Works Sinking Fund as herein provided and shall rank on a parity with the Prior Bonds. The City shall not be obligated to pay the 2007 Bonds or the interest thereon except from the net revenues of the Sewage Works, and the 2007 Bonds shall not constitute an indebtedness of the City within the meaning of the provisions and limitations of the constitution of the State of Indiana.

Section 7. Form of the 2007 Bonds. The form and tenor of the 2007 Bonds shall be substantially as set forth in Appendix A attached hereto and incorporated herein as if set forth at this place (with all blanks to be filled in properly and all necessary additions and deletions to be made prior to the delivery thereof).

Section 8. Issuance, Sale and Delivery of the 2007 Bonds.

(a) Generally. The Controller is hereby authorized and directed to have the 2007 Bonds prepared, and the Mayor and the Clerk are each hereby authorized and directed to execute, and attest as appropriate, the 2007 Bonds in the form and manner herein provided. The Controller is hereby authorized and directed to deliver the 2007 Bonds to the purchaser or purchasers thereof after sale made and in accordance with the provisions of the Act and this Ordinance, provided that at the time of said delivery the Controller shall collect the full amount which the purchaser or purchasers have agreed to pay therefor, which shall be not less than ninety-nine percent

(99%) of the par amount of the 2007 Bonds (or such higher percentage of the par value of the 2007 Bonds as the Controller, with the advice of the financial advisor of the City, shall determine) plus accrued interest thereon to the date of delivery. The proceeds derived from the sale of the 2007 Bonds shall be and are hereby set aside for application to the costs of the Project, and including all authorized costs relating thereto, including the costs of issuance of the 2007 Bonds. The authorized officers of the City are hereby authorized and directed to draw all proper and necessary warrants and to do whatever other acts and things that may be necessary or appropriate to carry out the provisions of this Ordinance.

(b) Public Sale of the Series 2007 Bonds. The 2007 Bonds shall be sold by public sale. Prior to the sale of the 2007 Bonds, the Controller shall cause to be published a notice of intent to sell two times at least one week apart in the Fort Wayne News Sentinel, the Fort Wayne Journal Gazette, and the Court and Commercial Record. The notice of such sale or a summary thereof may also be published in The Bond Buyer, a financial journal published in the City and State of New York and/or in other publications, in the discretion of the Controller. The notice must state that any person interested in submitting a bid for the 2007 Bonds may furnish in writing, at the address set forth in the notice, the person's name, address, and telephone number, and that any such person may also furnish a telex number. The notice must also state: (1) the amount of the 2007 Bonds to be offered; (2) the denominations; (3) the dates of maturity; (4) the maximum rate or rates of interest; (5) the place of sale; and (6) the time within which the name, address and telephone number must be furnished, which time must not be less than seven (7) days after the last publication of the notice. Each person so registered shall be notified of the date and time bids will be received not less than twenty-four (24) hours before the date and time of sale. The notification shall be made by telephone at the number furnished by the person, and also by telex if the person furnishes a telex number. Such notice may also include such other information as the Controller shall deem necessary. Such notice shall also provide, among other things, that each bid shall be accompanied by a certified or cashier's check or financial surety bond in an amount equal to one percent (1%) of the principal amount of the 2007 Bonds to guarantee performance on the part of the bidder, and that in the event the successful bidder shall fail or refuse to accept delivery of and pay for the 2007 Bonds as soon as the 2007 Bonds are ready for delivery, or at the time fixed in the notice of intent to sell, then such check or financial surety bond and the proceeds thereof shall become the property of the City and shall be considered as the City's liquidated damages on account of such default.

All bids for the 2007 Bonds shall be sealed and shall be presented to the Controller at the Controller's office (or such other place as the Controller shall designate), and the Controller shall continue to receive all bids offered until the time fixed for the sale of the 2007 Bonds, at which time and place the Controller shall open and consider each bid. Bidders for the 2007 Bonds shall be required to name the rate or rates of interest which the

2007 Bonds are to bear, not exceeding seven percent (7.0%) per annum. Such interest rate or rates shall be in multiples of one-eighth (1/8) or one-twentieth (1/20) of one percent (1%). Bids specifying more than one interest rate shall also specify the amount and maturities of the 2007 Bonds bearing each rate, and all 2007 Bonds maturing on the same date shall bear the same rate of interest. The interest rate on 2007 Bonds of a given maturity must be at least as great as the interest rate on 2007 Bonds of any earlier maturity. Subject to the provisions set forth below, the Controller shall award the 2007 Bonds to the bidder offering the lowest net interest cost to the City, to be determined by computing the total interest on all of the 2007 Bonds from the date thereof to their maturities and deducting therefrom the premium bid, if any, or adding thereto the amount of any discount. No bid for less than 99% of the par value of the 2007 Bonds (or such higher percentage of the par value of the 2007 Bonds as the Controller, with the advice of the financial advisor to the City, shall determine prior to the publication of the notice of intent to sell), plus accrued interest at the rate or rates named to the date of delivery, will be considered. The Controller shall have full right to reject any and all bids. In the event no acceptable bid is received at the time fixed for the sale of the 2007 Bonds, the Controller shall be authorized to continue to receive bids from day to day thereafter for a period not to exceed thirty (30) days, without readvertising, pursuant to Indiana law.

The Controller is hereby authorized to determine, in her discretion, to sell the 2007 Bonds pursuant to the general provisions of

Indiana Code 5-1-11 (rather than Section 2(b) thereof), and in the event of such a determination, those portions of this Section 8 which conflict with such provisions shall be deemed inapplicable.

(c) Credit Enhancement; Opinion of Bond Counsel. Prior to the delivery of the 2007 Bonds, the Mayor, subject to the direction of the Common Council, (i) shall be authorized to investigate, negotiate and obtain bond insurance, other forms of credit enhancement and/or credit ratings on 2007 Bonds and (ii) shall obtain a legal opinion as to the validity of the 2007 Bonds from Baker & Daniels LLP, Fort Wayne, Indiana, bond counsel for the City, with such opinion to be furnished to the purchaser of the 2007 Bonds at the expense of the City. The costs of obtaining any such insurance, other credit enhancement and/or credit ratings, together with bond counsel's fee in preparing and delivering such opinion and in the performance of related services in connection with the issuance, sale and delivery of the 2007 Bonds, shall be considered as a part of the cost of the Project and shall be paid out of the proceeds of the 2007 Bonds.

Section 9. Disposition of Proceeds of the 2007 Bonds; City of Fort Wayne, 2007 Sewage Works Construction Account. The proceeds from the sale of the 2007 Bonds shall be deposited and applied as follows:

(a) The accrued interest and any premium received at the time of delivery of the 2007 Bonds or any unused discount shall be deposited in the Sewage Works Sinking Fund continued by this Ordinance.

(b) The remaining proceeds from the sale of the 2007 Bonds shall be deposited in a bank or banks which are legally qualified depositories for the funds of the City, in the special account to be designated as "City of Fort Wayne, 2007 Sewage Works Construction Account" (the "Construction Account"). Amounts in the Construction Account shall be expended only for the purpose of paying the costs of the Project, as described in the Ordinance and in the Act, together with all authorized costs relating thereto, including the costs of issuance of the 2007 Bonds, and as otherwise permitted or required by the Act. Any balance or balances remaining unexpended in the Construction Account after completion of the Project, which are not required to meet unpaid obligations incurred in connection with the acquisition and installation of the Project, shall be used solely for one or more of the purposes permitted under the provisions of Indiana Code 5-1-13, as amended. Pursuant to the Act, the owners of the 2007 Bonds shall be entitled to a lien on the proceeds of the 2007 Bonds until such proceeds are applied as required by this Ordinance and by Indiana law.

Section 10. Segregation and Application of Sewage Works Revenues. All revenues derived from the operation of the Sewage Works and from the collection of sewage rates and charges shall be deposited in a special fund of the City (the "Revenue Fund") and segregated and kept separate and apart from all other funds and bank accounts of the City. Out of said revenues the proper and reasonable expenses of operation, repair and maintenance of the Sewage Works shall be paid, the principal and interest of all bonds and fiscal agency charges of bank paying

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agents shall be paid, and the costs of replacements, extensions, additions and improvements shall be paid as hereinafter provided. Payments in lieu of taxes shall be made not more frequently than semiannually on June 30 and December 31 and may be made only if the amounts required to be held as of such dates in the Sewage Works Sinking Fund (as defined herein) are so held.

Section 11. Sewage Works Sinking Fund. The special fund designated the "Sewage Works Sinking Fund," created under Ordinance No. 1939, adopted on July 26, 1938, and continued under the Prior Ordinances is hereby continued and designated as the special fund for the payment of the interest on and principal of the 2007 Bonds and the payment of any fiscal agency charges in connection with the payment of the 2007 Bonds and interest thereon. The special account within the Sinking Fund designated as the "1998 Sewage Works Reserve Account" and created by the 1998 Bond Ordinance and redesignated by the 2002 Ordinance, is hereby redesignated as the "1998/2002/2007 Sewage Works Reserve Account" (the "Sewage Works Reserve Account"), which account is hereby continued as a debt service reserve for the Prior Bonds and is constituted as a debt service reserve for the 2007 Bonds. The Sinking Fund shall be continued until all of the bonds issued under the prior ordinances authorizing said bonds and this Ordinance have been paid.

There shall be set aside and paid into the Sinking Fund three (3) business days prior to the first day of each calendar month, the net revenues of said Sewage Works for the payment of (a) the interest on all bonds which by their terms are payable from the revenues of the Sewage Works, as such interest shall fall due;

(b) the necessary fiscal agency charges for paying said bonds and interest; (c) the principal of all bonds which by their terms are payable from the revenues of the Sewage Works as they fall due; (d) an additional amount as a margin of safety, which margin, together with any unused surplus of such margin carried forward from the preceding year, shall equal not less than ten percent (10%) of all other amounts so required to be paid into the Sinking Fund; and (e) any amounts necessary to maintain a balance (i) in the Sewage Works Reserve Account equal to the Sewage Works Reserve Requirement as defined below, and (ii) in the 2002 SRF Reserve Account (as such term is defined in the 2002 Ordinance) equal to the 2002 SRF Reserve Requirement (as such term is defined in the 2002 Ordinance). If deposits are required in the Sewage Works Reserve Account and the 2002 SRF Reserve Account, they shall be made on a pro rata basis. The monthly payments into the Sinking Fund shall be in an amount equal to at least one-twelfth (1/12) of the amount required for such payments during the then next succeeding twelve (12) calendar months and shall continue until such time as the Sinking Fund shall contain an amount sufficient to pay all of the bonds then outstanding, together with the interest thereon to the dates of maturity thereof. In addition to said required monthly payments into the Sinking Fund, all of the net revenues of the Sewage Works not used in making said required payments shall be set aside and paid into the Sinking Fund monthly, as available, until there has been accumulated in the Sinking Fund, over and above said required payments but including the funded reserves and investment income thereon, an amount equal to the sum of the principal of and interest on all then outstanding bonds which will be payable during the then next

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succeeding twelve (12) calendar months. The Sinking Fund shall be maintained at such levels, and additional amounts of net revenues shall be deposited in the Sinking Fund to the extent necessary to maintain such levels.

The Sewage Works Reserve Account will be held as a debt service reserve for the Prior Bonds and the 2007 Bonds and any additional bonds subsequently issued on a parity with the Prior Bonds or the 2007 Bonds as set forth herein below and credited to the City's obligation to accumulate net revenues in the Sinking Fund in addition to the required monthly payments or as a margin of safety with respect to such bonds. There shall be held in said Sewage Works Reserve Account an amount which equals the following with respect to the Prior Bonds, the 2007 Bonds, and any additional bonds subsequently issued on a parity with the Prior Bonds or the 2007 Bonds (the "Sewage Works Reserve Requirement"): the lesser of ten percent (10%) of the proceeds thereof, the maximum annual principal and interest requirements thereon, or one hundred twenty-five percent (125%) of the average annual principal and interest requirements thereon. The Sewage Works Reserve Requirement is hereby determined to be reasonable. All money in the Sewage Works Reserve Account shall be used and withdrawn by the City solely for the purpose of making payment on the Prior Bonds and the 2007 Bonds (except for the 2002 SRF Bonds which are secured separately by the 2002 SRF Reserve Account) and any additional bonds subsequently issued on a parity with the Prior Bonds or the 2007 Bonds (except for any bonds issued on a parity basis with the 2002 SRF Bonds as set forth herein) to the extent that available moneys in the Sinking Fund are insufficient for such purpose, or to make the final payments on

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such bonds when money in the Sewage Works Reserve Account, together with other money held in the Sinking Fund, is sufficient to make all remaining payments to final maturity, provided, notwithstanding the foregoing, amounts in the Sewage Works Reserve Account in excess of the Sewage Works Reserve Requirement may be transferred from time to time to the Sewage Works Operation and Maintenance Fund or, if such fund is funded in accordance with Section 12 hereof, to the Sewage Works Replacement Fund. If amounts on deposit in the Sewage Works Reserve Account shall, at any time, be less than the Sewage Works Reserve Requirement, such deficiency shall be made up over a twelve (12) month period on a parity basis with any payments into the 2002 SRF Account (defined in the 2002 Ordinance), after required monthly deposits to the Sinking Fund, to restore the balance of the Sewage Works Reserve Account or the 2002 SRF Reserve Account to an amount equal to the Sewage Works Reserve Requirement or the 2002 SRF Reserve Requirement, as the case may be.

The Sewage Works Reserve Requirement, with respect to the 2007 Bonds, shall be deemed to be satisfied if there is on deposit in the Sewage Works Reserve Account any surety bond, insurance policy, guaranty, letter of credit or other credit facility in any amount equal to such portion, the issuer of which credit facility is rated at least "AAA" by Standard & Poor's Ratings Group or "Aaa" by Moody's Investor Service. The Mayor and the Controller are hereby authorized to execute any agreement which may be necessary to evidence the City's obligations with respect to any such credit facility.

Any excess revenues of the Sewage Works available after making the deposits required by Sections 10 and 11 above may be used to provide or restore any debt service reserve account established to secure junior bonds as contemplated by Section 17(g).

In no event shall any part of the Sinking Fund be used in purchasing bonds, except to the extent that the amount then in the Sinking Fund (other than the Sewage Works Reserve Account) exceeds the amount required to pay the principal of the bonds payable therefrom which will mature within a period of twelve (12) calendar months next following the date of such purchase, together with all interest on the bonds payable. Any such excess of funds above said required levels may be used in purchasing outstanding bonds at a price less than the applicable price at maturity, if first approved by the Board of Public Works and Safety. Moneys in the Sinking Fund shall not be used for any other purpose whatsoever except as provided in this Ordinance.

If the City shall, for any reason, fail to pay into the Sinking Fund the full amount and at the respective times above stipulated, then an amount equivalent to such deficiency shall be set apart and paid into the Sinking Fund from the first available revenues and the same shall be in addition to the minimum amounts otherwise herein provided to be so set apart and paid.

Withdrawals shall be made from the Sinking Fund and remitted to the places of payment of the interest and principal to meet such payments when due.

The Sinking Fund, as aforesaid, shall be used solely and only and is hereby pledged for the purpose of paying principal of and interest on the bonds which by their terms are payable from said funds. Upon the delivery of said bonds and the receipt of the proceeds, all sums received as accrued interest and premium, if any, shall be placed in the Sinking Fund.

Section 12. Funding Improvements to the Sewage Works. In the event that all required payments into the Sinking Fund have been met to date and there has been accumulated as a reserve in said Sinking Fund an amount equal to the respective sums required by Section 11, and there has been accumulated an amount in a separate fund heretofore created and designated as the Sewage Works Operation and Maintenance Fund and hereby continued (the "Sewage Works Operation and Maintenance Fund") sufficient for operation, repair and maintenance of the Sewage Works for the then next succeeding twelve (12) calendar months, and for depreciation, then any excess revenues of the Sewage Works available may be placed in the separate fund heretofore created and designated as the Sewage Works Replacement Fund and hereby continued (the "Sewage Works Replacement Fund"). Moneys in the Sewage Works Replacement Fund may be used to pay the costs of improvements, betterments, extensions, enlargements and additions to the Sewage Works. No revenues of the Sewage Works shall be deposited in or credited to the Sewage Works Replacement Fund which will interfere with the requirements of the Sinking Fund, the accumulation of the required reserve therein, or with the requirements as to reserving funds for the operation, maintenance and repair of the Sewage Works and for depreciation. All or any portion of the funds accumulated and reserved for operation, repair and maintenance for the then next succeeding twelve (12) calendar months in the Sewage Works Operation and Maintenance Fund

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shall be transferred to the Sinking Fund if necessary to prevent a default in the payment of principal of or interest on the bonds payable from the Sinking Fund.

Section 13. Books of Record and Accounts. The City shall keep proper books of record and accounts, separate from all of its other records and accounts, in which completed and correct entries shall be made showing all revenues collected from said works and deposited in said funds, and all disbursements made therefrom on account of the operation of the works, and to meet the requirements of the Sewage Works Sinking Fund, and all other financial transactions relating to said works, including the amounts set aside or credited to the Sinking Fund, the Sewage Works Operation and Maintenance Fund and the Sewage Works Replacement Fund, and the cash balances in each of said funds and accounts described herein as of the close of the preceding fiscal year. There shall be prepared and furnished to the original purchaser of the 2007 Bonds, and, upon written request, to any owner of the 2007 Bonds at the time then outstanding, not more than one hundred twenty (120) days after the close of each fiscal year, complete financial statements of the works, covering the preceding fiscal year, which annual statements shall be certified by the Controller, or by licensed independent public accountants employed for that purpose. Copies of all such statements and reports shall be kept on file in the office of the Controller. Any owner or owners of the 2007 Bonds then outstanding shall have the right at all reasonable times to inspect the works and all records, accounts and data of the City relating thereto. Such inspections may be made by representatives duly authorized by written instrument.

Section 14. Rates and Charges. The City covenants and agrees that it will establish and maintain just and equitable rates or charges for the use of and the services rendered by said works, to be paid by the owner of each and every lot, parcel of real estate or building that is connected with and uses said Sewage Works by or through any part of the sewage works system of the City, or that in any way uses or is served by such sewage works, and that such rates or charges shall be sufficient in each year to produce net revenues, as defined in Section 6 of this Ordinance, equal to 1.1 times the greater of the average annual debt service on the Prior Bonds, the 2007 Bonds and all bonds on a parity therewith or the debt service payable during the next succeeding twelve calendar months on the Prior Bonds, the 2007 Bonds and all bonds on a parity therewith. For these purposes, the interest rate on variable rate debt shall be assumed to be the average interest rate thereon in the preceding calendar year.

The proportionate share of Operation and Maintenance shall be based on the actual (or estimated) wastewater flow and loading contributed by a customer in relation to the total wastewater flow and loading contributed by all customers. Such rates or charges shall, if necessary, be changed and readjusted from time to time so that the revenues therefrom shall always be sufficient to meet the expenses of Operation and Maintenance of the Sewage Works and the requirements of the Sewage Works Sinking Fund. The rates or charges so established shall apply to any and all use of such Sewage Works by and service rendered to the City and all departments thereof and shall be paid semi-annually by the City or the various departments thereof as the charges accrue.

Section 15. Defeasance. If, when the 2007 Bonds issued hereunder (or portions thereof) shall have become due and payable in accordance with their terms or shall have been duly called for redemption or irrevocable instructions to call the 2007 Bonds (or portions thereof) for redemption shall have been given, and the whole amount of the principal and the interest and the premium, if any, so due and payable upon all of the 2007 Bonds (or portions thereof) then outstanding shall be paid; or (i) sufficient moneys, or (ii) direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, the principal of and the interest on which when due will provide sufficient moneys, or (iii) time certificates of deposit fully secured as to both principal and interest by obligations of the kind described in (ii) above of a bank or banks the principal of and interest on which when due will provide sufficient moneys, shall be held in trust for such purpose, and provision shall also be made for paying all fees and expenses for the redemption, then and in that case the 2007 Bonds (or portions thereof) issued hereunder shall no longer be deemed outstanding or entitled to the pledge of the net revenues of the City's Sewage Works.

Section 16. Additional Bonds. The City also reserves the right to authorize and issue additional bonds, payable out of the net revenues of its Sewage Works, ranking on a parity with the bonds authorized by this Ordinance, for the purpose of financing the cost of future additions, extensions and improvements to the Sewage Works, subject to the following conditions:

(a) The interest on and principal of all bonds payable from the revenues of the Sewage Works shall have been paid to date in accordance with the terms thereof, provided, this condition shall be deemed satisfied if any required amount is to be provided from the proceeds of the parity bonds or other funds of the City.

(b) As of the date of issuance of such additional bonds, the balance in the Sewage Works Reserve Account shall equal not less than the Sewage Works Reserve Requirement calculated to include principal and interest requirements on the 2007 Bonds, any then outstanding parity bonds and the additional parity bonds proposed to be issued, provided, this condition shall be deemed satisfied if any required amount is to be provided from the proceeds of the newly issued parity bonds or other funds of the City, and furthermore, the ordinance authorizing the proposed additional parity bonds must include a provision requiring the City (i) to build the balance in the Sewage Works Reserve Account to an amount equal to the Sewage Works Reserve Requirement for the proposed additional parity bonds, and (ii) if such additional bonds are to be issued on a parity with the 2002 SRF Bonds outstanding, if any, to build the balance in the 2002 SRF Reserve Account to the 2002 SRF Reserve Requirement for the additional parity bonds, unless the Sewage Works Reserve Account (or the 2007 Reserve Account as the case may be) is fully funded as of the time of issuance of the additional parity bonds, from available net revenues within twelve (12) months from substantially equal monthly deposits after required monthly deposits to the Sinking Fund.

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(c) The net revenues of the Sewage Works in the fiscal year immediately preceding the issuance of any such bonds ranking on a parity with the 2007 Bonds authorized by this Ordinance shall be not less than one hundred twenty-five percent (125%) of the maximum annual interest and principal requirements of the then outstanding 2007 Bonds, any then outstanding parity bonds and the additional parity bonds proposed to be issued; or, prior to the issuance of said parity bonds, the sewage rates and charges shall be increased or the service area or customer base shall be expanded sufficiently so that said increased rates and charges and/or volume applied to the previous fiscal year's operations would have produced net revenues for said year equal to not less than one hundred twenty-five percent (125%) of the maximum annual interest and principal requirements of the then outstanding 2007 Bonds, any then outstanding parity bonds and the additional parity bonds proposed to be issued. For purposes of this subsection, the records of the Sewage Works shall be analyzed and all showings shall be prepared by a certified public accountant or nationally recognized firm of professionals experienced in analyzing financial records of municipal utilities retained by the City for that purpose.

(d) The principal of said additional parity bonds shall be payable on August 1 and the interest on said additional parity bonds shall be payable semiannually on February 1 and August 1 during the periods in which such principal and interest are payable, and, if the additional parity bonds are issued as capital appreciation bonds, the amount payable at maturity thereof shall be payable on February 1 and/or August 1 during the periods in such maturity amounts are payable.

(e) Additional parity bonds issued as variable rate debt must be assumed to bear the maximum interest rate thereon for the purpose of certifying satisfaction of the 125% condition set forth above, and a maximum rate must be set for any such variable rate additional parity bonds. Furthermore, any put feature associated with such variable rate debt must be covered by remarketing proceeds or a liquidity facility issued by a provider which is rated in one of the two highest short-term rating categories of Moody's Investors Service or Standard & Poors Ratings Group.

Section 17. Additional Covenants of the City. For the purpose of further safeguarding the interests of the owners of the 2007 Bonds herein authorized, it is specifically provided as follows:

(a) All contracts let by the City in connection with the construction of said additions and improvements to the Sewage Works shall be let after due advertisement as required by the laws of the State of Indiana, and all contractors shall be required to furnish surety bonds in an amount equal to one hundred percent (100%) of the amount of such contracts, to insure the completion of said contracts in accordance with their terms, and such contractors shall also be required to carry such employers liability and public liability insurance as are required under the laws of the State of Indiana in the case of public contracts, and shall be governed in all respects by the laws of the State of Indiana relating to public contracts.

(b) Said additions and improvements shall be constructed under the supervision and subject to the approval of the Consulting Engineers or such other competent engineer as shall be designated by the Board. All estimates for work done or material furnished shall first be checked by the Consulting Engineers and approved by the Board.

(c) The City shall at all times maintain its Sewage Works in good condition and operate the same in an efficient manner and at a reasonable cost.

(d) So long as any of the 2007 Bonds herein authorized are outstanding, the City shall maintain insurance coverage, including fidelity bonds, to protect the sewage works and its operations on the insurable parts of said Sewage Works of a kind and in an amount such as would normally be carried by private companies engaged in a similar type of business. All insurance shall be placed with responsible insurance companies qualified to do business under the laws of the State of Indiana, provided, however, such insurance requirement may be satisfied, in part or in whole, through the City's self insurance program. Insurance proceeds and condemnation awards shall be used to replace or repair the property, or, if not used for that purpose, shall be treated and applied as net revenues of the sewage works.

(e) So long as any of the 2007 Bonds are outstanding, the City shall not mortgage, pledge or otherwise encumber such sewage works, or any part thereof, nor shall it sell, lease or otherwise dispose of any portion thereof except replace equipment which may become worn out or obsolete.

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(f) The City shall not borrow any money, enter into any contract or agreement or incur any other liabilities in connection with the Sewage Works, other than for normal operating expenditures, without the prior written consent of the State of Indiana if such undertaking would involve, commit, or use the revenues of the Sewage Works.

(g) Except as hereinbefore provided in Section 16 hereof, so long as any of the bonds herein authorized are outstanding, no additional bonds or other obligations pledging any portion of the revenues of said Sewage Works shall be authorized, executed or issued by the City except such as shall be made subordinate and junior in all respects to the bonds herein authorized, unless all of the bonds herein authorized are redeemed, retired or defeased pursuant to Section 16 hereof coincidentally with the delivery of such additional bonds or other obligations.

(h) The City shall take all action or proceedings necessary and proper to require connection of all property where liquid and solid waste, sewage, night soil, or industrial waste is produced with available sanitary sewers. The City shall, insofar as possible, cause all such sanitary sewers to be connected with said Sewage Works.

(i) The provisions of this Ordinance shall constitute a contract by and between the City and the owners of the sewage works revenue bonds herein authorized, and after the issuance of said bonds, this Ordinance shall not be repealed or amended in any respect which will adversely affect the rights of the owners of said bonds, nor shall the Common

Council adopt any law, ordinance or resolution which in any way adversely affects the rights of such owners so long as any of said bonds or the interest thereon remains unpaid.

(j) The provisions of this Ordinance shall be construed to create a trust in the proceeds of the sale of the bonds herein authorized for the uses and purposes herein set forth, and the owners of the bonds shall retain a lien on such respective proceeds until the same are applied in accordance with the provisions of this Ordinance and of the Act. The provisions of this Ordinance shall also be construed to create a trust in the portion of the net revenues herein directed to be set apart and paid into the Sewage Works Sinking Fund for the uses and purposes of said fund as in this Ordinance set forth. The owner of said bonds shall have all of the rights, remedies and privileges set forth in the provisions of the Act, including the right to have a receiver appointed to administer said Sewage Works in the event of default in the payment or the principal of or interest on any of the bonds herein authorized or in the event of default in respect to any of the provisions of this Ordinance or the Act. The Common Council reserves the right, however, to amend this Ordinance from time to time to preserve the Tax Exemption described in Section 19 hereof without the approval of any owner of the bonds so long as the Common Council certifies that such amendment does not violate subsection (i) of Section 17.

Section 18. Permitted Actions Relating to Preservation of Exclusion of Interest from Federal Gross Income.

(a) The Controller is hereby authorized to invest moneys pursuant to the provisions of this Ordinance at a restricted yield (subject to applicable requirements of federal law to insure that any such investment is acquired for fair market value) to the extent necessary or advisable to preserve the exclusion from gross income of interest on the 2007 Bonds, or the tax exempt status of interest on the 2007 Bonds, under federal law.

(b) The Controller shall keep full and accurate records of investment earnings and income from moneys held in the funds and accounts created or referenced herein. In order to comply with the provisions of this Ordinance, the Controller is hereby authorized and directed to employ consultants or attorneys from time to time to advise the City as to requirements of federal law to preserve the tax exclusion or exemption.

Section 19. Tax Covenants. In order to preserve the exclusion of interest on the 2007 Bonds from gross income for federal income tax purposes and as an inducement to purchasers of the 2007 Bonds, the City represents, covenants and agrees that:

(a) No person or entity, other than the City or another state or local governmental unit, will use proceeds of the 2007 Bonds or property financed by the 2007 Bond proceeds other than as a member of the general public. No person or entity other than the City or another state or local governmental unit will own property financed by the 2007 Bond proceeds or will have actual or beneficial use of such property pursuant to a lease, a management or incentive payment contract, an arrangement such as take-or-pay or output contract or any other type of arrangement that differentiates that person's or entity's use of such property from the use by the public at large.

(b) No 2007 Bond proceeds will be loaned to any entity or person. No 2007 Bond proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the 2007 Bond proceeds.

(c) The City will not take, or cause to permit to be taken by it or by any party under its control, or fail to take or cause or permit to fail to be taken by it or by any party under its control, any action with respect to the 2007 Bonds that would result in the loss of the exclusion from gross income for federal income tax purposes of interest on the 2007 Bonds pursuant to Section 103 of the Code, nor will the City act in any other manner which would adversely affect such exclusion. The City further covenants that it will not make any investment or do any other act or thing during the period that any 2007 Bond is outstanding hereunder which would cause any 2007 Bond to be an "arbitrage bond" within the meaning of Section 148 of the Code and the regulations applicable thereto as in effect on the date of delivery of the 2007 Bonds.

(d) The City will, to the extent necessary to preserve the exclusion of interest on the 2007 Bonds from gross income for federal income tax purposes, rebate all required arbitrage profits on 2007 Bond proceeds or other moneys treated as 2007 Bond proceeds to the federal government and will set aside such moneys in a Rebate Account to be held by the Controller in trust for such purpose.

Section 20. Compliance with Tax Sections. Notwithstanding any other provisions of this Ordinance, the covenants and authorizations contained in this Ordinance ("Tax Sections") which are designed to preserve the tax exempt status of interest on the 2007 Bonds or the exclusion of interest on the 2007 Bonds from gross income under federal law ("Tax Exemption") need not be complied with if the City receives an opinion of nationally recognized bond counsel that any Tax Section is unnecessary to preserve the Tax Exemption.

Section 21. Supplemental Ordinances. Subject to the terms and provisions contained in this Section, and not otherwise, the owners of not less than sixty-six and two-thirds percent (66-2/3%) in aggregate principal amount of the 2007 Bonds issued pursuant to this Ordinance and then outstanding shall have the right, from time to time, anything contained in this Ordinance to the contrary notwithstanding, to consent to and approve the adoption by the City of such ordinance or ordinances supplemental hereto as shall be deemed necessary or desirable by the City for the purpose of modifying, altering, amending, adding to or rescinding in any particular any of the terms or provisions contained in this Ordinance, or in any supplemental ordinance; provided, however, the City shall obtain the prior written consent of the State of Indiana; and provided, further, that nothing herein contained shall permit or be construed as permitting:

(a) An extension of the maturity of the principal of or interest on any 2007 Bond issued pursuant to this Ordinance; or

(b) A reduction in the principal amount of any bond or the redemption premium or the rate of interest thereon; or

(c) The creation of a lien upon or a pledge of the net revenues of the sewage works ranking prior to the pledge thereof created by this Ordinance; or

(d) A preference or priority of any 2007 Bond or 2007 Bonds issued pursuant to this Ordinance over any other 2007 Bond or 2007 Bonds issued pursuant to the provisions of this Ordinance; or

(e) A reduction in the aggregate principal amount of the 2007 Bonds required for consent to such supplemental ordinance.

The owners of not less than sixty-six and two-thirds percent (66-2/3%) in aggregate principal amount of the 2007 Bonds outstanding at the time of adoption of such supplemental ordinance shall have consented to and approved the adoption thereof by written instrument to be maintained on file in the office of the Controller of the City. No owner of any 2007 Bond issued pursuant to this Ordinance shall have any right to object to the adoption of such supplemental ordinance or to object to any of the terms and provisions contained therein or the operation thereof, or in any manner to question the propriety of the adoption thereof, or to enjoin or restrain the City or its officers from adopting the same, or from taking any action pursuant to the provisions thereof. Upon the adoption of any supplemental ordinance pursuant to the provisions of this Section, this Ordinance shall be, and shall be deemed, modified and amended in accordance therewith, and the respective rights, duties and obligations under this Ordinance of the City and all owners of 2007 Bonds issued pursuant to the provisions of this Ordinance then outstanding, shall thereafter be determined, exercised and enforced in accordance with this Ordinance, subject in all respects to such modifications and amendments. Notwithstanding anything contained in the foregoing provisions of this Ordinance, the rights and obligations of the City and of the owners of the 2007 Bonds authorized by this Ordinance, and the terms and provisions of the bonds and this Ordinance, or any supplemental ordinance, may be modified or altered in any respect with the consent of the City and the consent of the owners of all the 2007 Bonds issued pursuant to this Ordinance then outstanding.

Section 22. Repeal of Conflicting Ordinances. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 23. Rates and Charges. The estimate of rates and charges which will be needed and charged to the general classes of users of property to be served by the Sewage Works in order to provide sufficient moneys to make payments of principal of and interest on the 2007 Bonds, along with the other payments identified in this Ordinance, is set forth in Ordinance No. G-09-01 adopted June 12, 2001.

Section 24. Notice of Adoption and Purport of Ordinance. Upon passage of this Ordinance, the Clerk of the City shall immediately cause to be published in accordance with Indiana Code 5-3-1 a notice of the adoption and the purport of this Ordinance in accordance with Section 10 of the Act with respect to the Project. In the event an objecting petition is filed in accordance with Section 12 of the Act, no further proceedings shall be taken by the City relating to the Project until the later of (i) the date on which the court having jurisdiction over such matter confirms the decision of the City to issue bonds relating to the Project, or (ii) if an appeal is taken, the date on which the appropriate court of last resort confirms the decision of the City to issue bonds relating to the Project, except as permitted by Subsection 12(f) of the Act.

Section 25. Official Statement. The Bonds shall be offered and sold pursuant to an Official Statement with respect to the Bonds (the "Official Statement"), to be made available and distributed in such manner, at such times, for such periods and in such number of copies as may be required pursuant to Rule 15c2-12 promulgated by the United States Securities and Exchange Commission (the "Rule"). The Common Council hereby authorizes the Mayor to approve the form of the Preliminary Official Statement upon the advice of counsel with such approval to be conclusively evidenced by signature of the Mayor thereon. The Common Council hereby authorizes the Mayor to deem "final" the Preliminary Official Statement, as of its date, in accordance with the provisions of the Rule, subject to completion as permitted by the Rule, and the Common Council further authorizes the distribution of the deemed final Official Statement. The Common Council hereby authorizes and directs the Mayor, upon the advice of the counsel, to place into final form and distribute and cause to be delivered the final Official Statement in accordance with the Rule, and further authorizes the Mayor to execute the final Official Statement. The Common Council covenants and agrees that it will comply with and carry out the continuing disclosure requirements of Section (b)(5) of the Rule. The Common Council hereby authorizes the Mayor to approve a continuing disclosure contract and to execute the same on the date the Bonds are issued.

Section 26. Payments on Holidays. If the date of making any payment or the last date for performance of any act or the exercising of any right, as provided in this Ordinance, shall be a legal holiday or a day on which banking institutions in the City or the city in which the Registrar and Paying Agent is located are typically closed, such payment may be made or act performed or right exercised on the next succeeding day not a legal holiday or a day on which such banking institutions are typically closed, with the same force and effect as if done on the nominal date provided in this Ordinance, and no interest shall accrue for the period after such nominal date. Notwithstanding the foregoing, with respect to any series of 2007 Bonds sold to the State pursuant to Section 8 of this Ordinance, if the date for making any payment is a day when financial institutions are not open for business, such payment shall be made on the business day immediately preceding such payment date.

Section 27. Captions. The captions in this Ordinance are inserted only as a matter of convenience and reference, and such captions are not intended and shall not be construed to define, limit, establish, interpret or describe the scope, intent or effect of any provision of this Ordinance.

Section 28. Effectiveness. This Ordinance shall be in full force and effect from and upon compliance with the procedures required by law.

PASSED AND ADOPTED by the Common Council of Fort Wayne, Indiana, on this 12th day of June, 2007.

COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

By: ______________________
Member of the Common Council

APPROVED AS TO FORM AND LEGALITY

____
Timothy A. Manges, City Attorney

APPENDIX A TO THE
BOND ORDINANCE

FORM OF REGISTERED BOND

(Form of Face of Bond)

UNITED STATES OF AMERICA
STATE OF INDIANA, COUNTY OF ALLEN
CITY OF FORT WAYNE, INDIANA,
SEWAGE WORKS REVENUE BOND, SERIES 2007

No. __R-__

Interest Rate	Maturity Date	Original Date	Authentication Date	CUSIP

Registered Owner:

Principal Amount:

The City of Fort Wayne (the "City"), in Allen County, State of Indiana, for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, upon surrender hereof, solely out of the special revenue fund hereinafter referred to, the Principal Amount stated above on the Maturity Date specified above (unless this Bond be subject to and shall have been called for redemption prior to maturity as hereinafter provided), and to pay interest hereon until the Principal Amount is fully paid at the Interest Rate per annum specified above from the Original Date or the interest payment date to which interest has been paid next preceding the Authentication Date of this Bond unless this Bond is authenticated after the fifteenth day of the month preceding an interest payment date and on or before such interest payment date, in which case it shall bear interest from such interest payment date, or unless this Bond is authenticated on or before ____________ 15, 200_, it shall bear interest from the Original Date specified above, which such interest is payable semiannually on August 1 and February 1 of each year, commencing _______1, _____. Interest shall be calculated on the basis of twelve (12) thirty (30)-day months for a three hundred sixty (360)-day year.

The principal of and premium, if any, on this Bond is payable at the principal corporate trust office of _____________ in the ______ of ___________, Indiana, or of any successor registrar and paying agent appointed by the City pursuant to the Ordinance hereinafter mentioned (the "Registrar" and the "Paying Agent"). All payments of interest hereon will be paid by cash or draft mailed or delivered by the Paying Agent to the Registered Owner hereof at the address as it appears on the registration books kept by the Registrar as of the fifteenth day of the month immediately preceding the applicable interest payment date or at such other address as is furnished to the Paying Agent in writing by such Registered Owner. Interest on, together with the principal of, this Bond will be paid directly to The Depository Trust Company, New York, New York ("DTC"), by wire transfer in same day funds by the Paying Agent so long as DTC or its nominee is the registered owner of the Bond. All payments on this Bond shall be made in any coin or currency of the United States of America which, on the dates of such payments, shall be legal tender for the payment of public and private debts.

This Bond and the other bonds of this issue, together with the interest payable hereon and thereon, are payable solely from and secured by an irrevocable pledge of and constitute a charge upon all of the net revenues (defined to be gross revenues after deduction only for the payment of the reasonable expenses of operation, repair and maintenance) derived from the sewage works of the City, including the existing works, the improvements and extensions acquired or constructed out of the proceeds of this Bond and the issue of which it is a part, and all additions and improvements thereto subsequently acquired or constructed; and rank on a parity with the Prior Bonds (as defined in the Ordinance (defined herein)). The City shall not be obligated to pay the principal of or interest on this Bond except from the special fund, entitled the "Sewage Works Sinking Fund" heretofore created by Ordinance No. 1939, adopted on July 26, 1938, and subsequently continued, provided from the net revenues of such sewage works, and neither this Bond nor any of the bonds of the issue of which this Bond is a part shall constitute an indebtedness of the City within the meaning of the provisions and limitations of the constitution of the State of Indiana.

The City, the Registrar and the Paying Agent may deem and treat the Registered Owner hereof as the absolute owner hereof for the purpose of receiving payment of or on account of principal hereof and the interest due hereon and for all other purposes, and none of the City, the Registrar or the Paying Agent shall be affected by any notice to the contrary.

This Bond shall not be valid or become obligatory for any purpose or entitled to any security or benefit under the Ordinance herein described unless and until the certificate of authentication hereon shall have been executed by a duly authorized representative of the Registrar.

This Bond is one of an authorized issue of bonds of the City of Fort Wayne, Indiana, of like tenor and effect, except as to numbering, interest rate and date of maturity, in the total amount of ________________________ Dollars ($_____________) numbered from __R-1 upward, issued for the purpose of providing funds to pay the cost of certain improvements and extensions to the sewage works of the City (the "Sewage Works"), and all expenses necessarily incurred in connection with the issuance of such bonds, as authorized by an ordinance adopted by the Common Council of the City of Fort Wayne on the __ day of ________, 2007, entitled "An Ordinance of the Common Council of the City of Fort Wayne, Indiana, Authorizing the Acquisition and Installation by the City of Fort Wayne, Indiana, of Certain Improvements to the City's Sewage Works, the Issuance and Sale of Additional Revenue Bonds to Provide Funds for the Payment of the Costs Thereof, and the Collection, Segregation and Distribution of Revenues of Such Sewage Works and Other Related Matters" (the "Ordinance"), and in strict compliance with the provisions of Indiana Code, Title 36, Article 9, Chapter 23, and the laws amendatory thereof and supplemental thereto (the "Act").

This Bond is issuable only in fully registered form in the denomination of Five Thousand and 00/100 Dollar ($5,000.00) or any integral multiple thereof not exceeding the aggregate principal amount of the bonds of this issue maturing in any one year.

Pursuant to the provisions of the Act and the Ordinance, the principal of and interest on this Bond and all other bonds of this issue, and any bonds hereafter issued on a parity therewith, are equally and ratably secured by and are payable solely from the Sewage Works Sinking Fund continued by the Ordinance to be provided from the net revenues (herein defined as the gross revenues after deduction only for the payment of the proper and reasonable expenses of operation repair and maintenance) derived from the Sewage Works, including the existing works, the improvements and extensions acquired or constructed out of the proceeds of this Bond and the issue of which it is a part, and all additions and improvements thereto and replacements thereof subsequently constructed and acquired. This Bond shall rank on a parity with the Prior Bonds (as defined in the Ordinance). This Bond does not and shall not constitute an indebtedness of the City within the meaning of the provisions and limitations of the constitution of the State of Indiana, and the City is not and shall not be obligated to pay this Bond or the interest thereon except from such special fund provided from such net revenues.

The City irrevocably pledges the entire net revenues of the Sewage Works to the extent necessary for such purposes, to the prompt payment of the principal of and interest on the bonds of this issue authorized pursuant to the Ordinance, including this Bond, any bonds hereafter issued on a parity herewith. The City covenants that it will to the fullest extent permitted by law cause to be fixed, maintained and collected such rates and charges for services rendered by such works as are sufficient in each year for the payment of the proper and reasonable expenses of operation and maintenance of said works and for the payment of the sums required to be paid into said Sinking Fund under the provisions of said Act and said Ordinance. In the event the City, or the proper officers thereof, shall fail or refuse to so fix, maintain and collect such rates or charges, or if there be a default in the payment of the principal of or interest on this Bond, the Registered Owner of this Bond shall have all of the rights and remedies provided for in the Act, including the right to have a receiver appointed to administer the works and to charge and collect rates sufficient to provide for the payment of the principal of and interest on this Bond.

The City further covenants that it will set aside and pay into its Sewage Works Sinking Fund a sufficient amount of the net revenues of the Sewage Works to meet (a) the interest on all bonds payable from the revenues of the Sewage Works, as such interest shall fall due, (b) the necessary fiscal agency charges for paying all bonds and interest, (c) the principal of all bonds payable from the revenues of the Sewage Works, and (d) an additional amount as a margin of safety to create the reserve required by the Ordinance.

The bonds of this issue maturing on or after ___________1, 20__, are subject to redemption prior to maturity, at the option of the City, in whole or in part, on ___________ 1, 20__, or at any time thereafter, or sixty (60) days' notice, in inverse order of maturity and by lot within any such maturity or maturities by the Registrar at a redemption price expressed as a percentage of the principal amount of each bond to be redeemed in accordance with the following schedule, plus accrued interest to the date of redemption:

Redemption Period (Both Dates Inclusive)	Redemption Price
_________, 20__, through ________ , 20__	___%
_________, 20__, and thereafter prior to maturity	___%

Notice of any such redemption shall be sent by registered or certified mail to the Registered Owner of this Bond not more than ninety (90) and not less than sixty (60) days prior to the date fixed for redemption, unless such notice is waived by the Registered Owner; provided, however, that failure to give such notice by mailing, or any defect therein, with respect to any such bond will not affect the validity of any proceedings for redemption of any other such bonds. The notice shall specify the redemption price, the date and place of redemption, and the registration numbers (and in case of partial redemption, the respective principal amounts) of the bonds called for redemption. Interest on bonds so called for redemption shall cease to accrue on the redemption date fixed in such notice, so long as sufficient funds are available at the place of redemption to pay the redemption price on the redemption date or when presented for payment.

Prior to the date fixed for redemption, funds shall be deposited with the Paying Agent to pay, and the Paying Agent is hereby authorized and directed to apply such funds to the payment of the bonds or portions thereof called, together with accrued interest thereon to the redemption date and any required premium. No payment shall be made by the Paying Agent upon any bond or portion thereof called for redemption until such bond shall have been delivered for payment or cancellation or the Registrar shall have received the items required by the Ordinance with respect to any mutilated, lost, stolen or destroyed bond.

If this Bond or a portion hereof shall have become due and payable in accordance with its terms or this Bond or a portion hereof shall have been duly called for redemption or irrevocable instructions to call this Bond or a portion hereof for redemption shall be given and the whole amount of the principal and the premium, if any, and interest, so due and payable upon this Bond or such portion hereof shall be paid, or (i) sufficient moneys, or (ii) direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by the United States of America, the principal of and the interest on which when due will provide sufficient moneys for such purpose, or (iii) time certificates of deposit of a bank or banks, fully secured as to both principal and interest by obligations of the kind described in (ii) above, the principal of and interest on which when due will provide sufficient moneys for such purpose, shall be held in trust for such purpose, and provision shall also be made for paying all fees and expenses for the redemption, then and in that case this Bond or such portion hereof shall no longer be deemed outstanding, entitled to the pledge of the net revenues of the sewage works or an obligation of the City.

If this Bond shall not be presented for payment or redemption on the date fixed therefor, the City may deposit in trust with the Paying Agent an amount sufficient to pay such bond or the redemption price, as appropriate, and thereafter the Registered Owner shall look only to the funds so deposited in trust with the Paying Agent for payment, and the City shall have no further obligation or liability with respect thereto.

All bonds which have been redeemed shall be canceled and cremated or otherwise destroyed and shall not be reissued and a counterpart of the certificate of cremation or other destruction evidencing such cremation or other destruction shall be furnished by the Registrar to the City; provided, however, that one or more new registered bonds shall be issued for the unredeemed portion of any bond without charge to the holder thereof.

Subject to the provisions of the Ordinance regarding the registration of such bonds, this Bond and all other bonds of this issue of which this Bond is a part are fully negotiable instruments under the laws of the State of Indiana. This Bond is transferable or exchangeable only on the books of the City maintained for such purpose at the principal office of the Registrar, by the Registered Owner hereof in person, or by his attorney duly authorized in writing, upon surrender of this Bond together with a written instrument of transfer or exchange satisfactory to the Registrar duly executed by the Registered Owner or his attorney duly authorized in writing, and thereupon a new fully registered bond or bonds in the same aggregate principal amount and of the same maturity shall be executed and delivered in the name of the transferee or transferees or the Registered Owner, as the case may be, in exchange therefor. This Bond may be transferred or exchanged without cost to the Registered Owner or his attorney duly authorized in writing, except for any tax or other governmental charge which may be required to be paid with respect to such transfer or exchange. The Registrar shall not be obligated to make any exchange or transfer of this Bond (i) during the fifteen (15) days immediately preceding an interest payment date on this Bond or (ii) after the mailing of any notice calling this Bond for redemption. The City, the Registrar and any Paying Agent for this Bond may treat and consider the person in whose name this Bond is registered as the absolute owner hereof for all purposes including for the purpose of receiving payment of, or on account of, the principal hereof and the redemption premium, if any, and interest due hereon.

In the event this Bond is mutilated, lost, stolen or destroyed, the City may cause to be executed and the Registrar may authenticate a new bond of like date, maturity and denomination as this Bond, which new bond shall be marked in a manner to distinguish it from this Bond; provided, that in the case of this Bond being mutilated, this Bond shall first be surrendered to the Registrar, and in the case of this Bond being lost, stolen or destroyed, there shall first be furnished to the Registrar evidence of such loss, theft or destruction satisfactory to the City and to the Registrar, together with indemnity satisfactory to them. In the event that this Bond, being mutilated, lost, stolen or destroyed, shall have matured or been called for redemption, instead of causing to be issued a duplicate bond the Registrar may pay this Bond upon surrender of this mutilated bond or upon satisfactory indemnity and proof of loss, theft or destruction in the event this Bond is lost, stolen or destroyed. In such event, the City and the Registrar may charge the owner of this Bond with their reasonable fees and expenses in connection with the above. Every substitute bond issued by reason of this Bond being lost, stolen or destroyed shall, with respect to this Bond, constitute a substitute contractual obligation of the City, whether or not this Bond, being lost, stolen or destroyed shall be found at any time, and shall be entitled to all the benefits of the Ordinance, equally and proportionately with any and all other bonds duly issued thereunder.

In the manner provided in the Ordinance, the Ordinance and the rights and obligations of the City and the owners of the bonds of this issue authorized thereunder, including this Bond, may (with certain exceptions as stated in the Ordinance) be modified or amended with the consent of the owners of at least sixty-six and two-thirds percent (66-2/3%) in aggregate principal amount of such bonds exclusive of any such bonds which may be owned by the City.

The Registered Owner of this Bond, by the acceptance hereof, hereby agrees to all the terms and provisions contained in the Ordinance.

The City hereby certifies, recites and declares that all acts, conditions and things required to be done precedent to and in the preparation, execution,

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issuance and delivery of this Bond have been done and performed in regular and due form as required by law.

IN WITNESS WHEREOF, the City of Fort Wayne, in Allen County, State of Indiana, has caused this Bond to be executed in its corporate name and on its behalf by the manual or facsimile signature of the Mayor of the City, countersigned by the manual or facsimile signature of the City Controller, and its corporate seal to be hereunto affixed or impressed by any means and attested by the manual or facsimile signature of its Clerk.

CITY OF FORT WAYNE

By:______________________________
Mayor

Countersigned:

By:______________________________
Controller

(Seal of the City)

ATTEST:

____
Clerk

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REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This Bond is one of the City of Fort Wayne, Indiana, Sewage Works Revenue Bonds, Series 2007, issued and delivered pursuant to the provisions of the within-mentioned Ordinance.

____
as Registrar

By:__________________________________
Authorized Representative

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto ____ __________________ (insert name and address) the within bond and all rights thereunder, and hereby irrevocably constitutes and appoints __________________ ______________________________ attorney to transfer the within bond on the books kept for the registration thereof with full power of substitution in the premises.

Dated: __________________

____

NOTICE: The signature to this assignment must correspond with the name as it appears on the face of the within bond in every particular, without alteration or enlargement or any change whatsoever.

Signature Guarantee:

____

NOTICE: Signature(s) must be guaranteed by an eligible guarantor institution participating in a Security Transfer Association recognized signature guarantee program.

Read the first time in full and on motion by Hines, and duly adopted, read the second time by title and referred to the Committee on City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, ~~Indiana, on~~ __________, the __________ day of __________, 2007, at __________ o'clock _____ M.,E.S.T.

DATED: 5-22-07

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Hines, and duly adopted, placed on its passage. PASSED ~~LOST~~
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	8			1
CRAWFORD				✓
DIDIER	✓			
HAYHURST	✓			
HINES	✓			
PAPE	✓			
SCHMIDT	✓			
SHOAFF	✓			
SMITH	✓			
TALARICO, JR.	✓			

DATED: 6-12-07

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~ANNEXATION) (APPROPRIATION) (GENERAL~~) (SPECIAL) ~~(ZONING)~~ ORDINANCE (~~RESOLUTION) NO~~. S-60-07 on the 12th day of June, 2007

ATTEST: SEAL

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

D. Schmidt
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of June, 2007, at the hour of 3:00 o'clock P. M,E.S,T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 16TH day of JUNE 2007, at the hour of 6:15 o'clock P M.,E.S.T.

Graham A. Richard
GRAHAM A. RICHARD, MAYOR

April 27, 2007

SUMMARY TIMETABLE AND CHECKLIST FOR PROPOSED CITY OF FORT WAYNE, INDIANA, SEWAGE WORKS REVENUE BONDS

DATE	ACTIONS	RESPONSIBILITY
Wednesday, May 16, 2007	Meeting of the Board of Public Works to adopt resolutions: (1) approving the form of ordinance authorizing the issuance of bonds; (2) recommending that the Council adopt the above-described ordinance; and (3) authorizing reimbursement from bond proceeds.	Bond Counsel Bd of Public Works
Thursday, May 17, 2007	File Bond Ordinance with City Clerk.	Bond Counsel
Tuesday, May 22, 2007	Meeting of the Council to introduce ordinance authorizing the issuance of bonds to be sold publicly.	Council Bond Counsel Financial Advisor
Tuesday, June 5, 2007	Council Committee meeting regarding ordinance	Council
Tuesday, June 12, 2007	Meeting of the Council to adopt ordinance authorizing the issuance of bonds.	Council Bond Counsel
Friday June 15, 2007	Deliver notice of adoption and purport of ordinance to the Fort Wayne News Sentinel and the Fort Wayne Journal Gazette.	Bond Counsel
Wednesday, June 20, 2007	Publication of notice of adoption and purport of ordinance in the Fort Wayne News Sentinel and the Fort Wayne Journal Gazette.	Bond Counsel
Friday, June 22, 2007	Deliver notice of intent to sell to the Fort Wayne News Sentinel and the Fort Wayne Journal Gazette and Court and Commercial Record.	Bond Counsel

DATE	ACTIONS	RESPONSIBILITY
Friday, June 29, 2007	First publication of notice of intent to sell bonds in the Fort Wayne News Sentinel and the Fort Wayne Journal Gazette and Court and Commercial Record.	Bond Counsel
Friday, July 6, 2007	Second publication of the notice of intent to sell bonds.	Bond Counsel
Monday, July 16, 2007	Bidders required to notify financial advisor of interest in bidding on bonds.	Financial Advisor
Wednesday, July 18, 2007	Bond Sale.	Financial Advisor
Thursday, August 2, 2007	Closing on the bonds.	Bond Counsel City Purchaser

RESOLUTION OF THE BOARD OF PUBLIC WORKS
OF THE CITY OF
FORT WAYNE, INDIANA

RESOLUTION NO. 94-5-16-07-1

WHEREAS, the City of Fort Wayne needs to lease furniture and equipment for use by the City of Fort Wayne Public Safety Academy for continued effective operations; and

WHEREAS, the Board of Public Works has, in the past, generally coordinated such leasing and has let bids therefore; and

WHEREAS, numerous bids have been let for the acquisition of furniture and equipment and the Common Council has approved the acquisition of said furniture and capital equipment; and

WHEREAS, sufficient revenues are available from the City's Public Safety Academy Fund to make lease rental payments on a timely basis as required for the leasing of said furniture and equipment; and

WHEREAS, notices will be published requesting proposals from lessors to provide financing to acquire the furniture and equipment, pursuant to the terms and conditions contained in the form of lease; and

WHEREAS, the proposed lease provides for fair and reasonable rental and other equitable terms and conditions and, further, that the execution of said lease will permit the use and acquisition of said furniture and equipment within the present financial capabilities of the City and therefore same is in the public interest; and

WHEREAS, the Common Council designates the Board of Public Works as leasing agent for the City of Fort Wayne, Indiana, for the transactions herein contemplated.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, THAT:

SECTION 1. The Board of Public Works will receive bids from potential lessors for the lease of certain furniture and equipment on **MAY 30, 2007**.

SECTION 2. The Board of Public Works, after reviewing all of the bids submitted to it pursuant to the Notice to Bidders and the Request for Proposal, will designate the lessor of the furniture and equipment listed on the bids received from potential lessors for the lease of certain furniture and equipment listed on the attached Exhibit "A" on **JUNE 6, 2007**. The exact lessor purchase cost for the furniture and equipment contained on the attached Exhibit "A" shall be determined in accordance with bidding procedures of the City of Fort Wayne, if not so previously determined.

DATED: May 16, 2007

BOARD OF PUBLIC WORKS
Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

Exhibit A

NOTICE TO BID
PUBLIC SAFETY ACADEMY FURNITURE & EQUIPMENT LEASE FINANCING
05/11/07

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that sealed bids **and proposals** (as described below) will be received by the **Board of Public Works at its office in Room 420, City-County Building until 8:30 a.m. on WEDNESDAY 5/30/07**:

Public Safety Furniture & Equipment Lease Financing
5-year Lease
with option to purchase
for furniture and equipment
for use by the City of Fort Wayne Public Safety Academy

The bid should be prepared for a "Non-qualified" entity under the Small Issuer Exemption tax code provisions. No bid may be withdrawn without the written consent of the Board of Public Works for a period of five (5) days after the bid opening, within which time the Board will act to choose the successful bidder. All bids shall be accompanied by a bid bond or certified check (out of state bidders must use a certified check or an Indiana surety), in the amount of FIVE percent (5%) of the bid, which check or bid shall be made payable to the City of Fort Wayne, Indiana. Should a successful bidder withdraw his or her bid, the Board may declare the bid deposit as having been forfeited and collect said amount as liquidated damages.

Each bidder must include, in a clear and concise format, the following items in their bid:

1) The cash purchase price without regard to the lease agreement for the furniture and equipment.
2) The total lease rental price based on a 5-year lease period with funds to be available on or before June 18, 2007 and lease payments commencing no sooner than December 1, 2007. Bids should be submitted with semi-annual payment schedules.
3) The total amount of interest and the lease-financing factor ("interest rate") used to determine the amount of the payments must be clearly indicated.
4) Payment amortization schedules based on the above information must be submitted with the bids.
5) A provision in the lease providing for an option to purchase the furniture and equipment.
6) A schedule of the option purchase price and at each time when an option may be executed.
7) A schedule of the amount of the lease rental payment which shall be credited to the lease purchase option.
8) A provision in the lease stating that it is subject to annual appropriation.

ITEM	APPROX QUANTITY	NOT TO EXCEED TOTAL COST
Furniture & Fixtures		$ 1,090,000
Computers, Printers, Faxes		500,000
Telephones		60,000
Radios		50,000
Appliances		35,000
Firearms Training Simulator		75,000
Weight Room Equipment		75,000
Audio/Visual Equipment		890,000
Firing Range		400,000
TOTAL		$ 3,175,000

All necessary approvals of the City's Common Council for the acquisition of the above-listed items have been received.

The date for the anticipated cash requirements for this leasing arrangement is on or before **June 18, 2007**.

The Board of Public Works reserves the right to reject any and all bids for failure to comply with applicable laws and or with the instructions to Bidders. The Board of Public Works also reserves the right to waive any defect in any bid.

Board of Public Works

Regina A. Kostoff, Chair
John Suarez, Member
Ryan P. Chasey, Member

ATTEST: Marilyn Huth, Clerk

Publish 5/18 & 5/25/07 in both Fort Wayne Newspapers and 5/23/07 in Frost Illustrated

RESOLUTION OF THE BOARD OF PUBLIC WORKS
OF THE CITY OF
FORT WAYNE, INDIANA

RESOLUTION NO. 94-5-16-07-1

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WHEREAS, the Board of Public Works has, in the past, generally coordinated such leasing and has let bids therefore; and

WHEREAS, numerous bids have been let for the acquisition of furniture and equipment and the Common Council has approved the acquisition of said furniture and capital equipment; and

WHEREAS, sufficient revenues are available from the City's Public Safety Academy Fund to make lease rental payments on a timely basis as required for the leasing of said furniture and equipment; and

WHEREAS, notices will be published requesting proposals from lessors to provide financing to acquire the furniture and equipment, pursuant to the terms and conditions contained in the form of lease; and

WHEREAS, the proposed lease provides for fair and reasonable rental and other equitable terms and conditions and, further, that the execution of said lease will permit the use and acquisition of said furniture and equipment within the present financial capabilities of the City and therefore same is in the public interest; and

WHEREAS, the Common Council designates the Board of Public Works as leasing agent for the City of Fort Wayne, Indiana, for the transactions herein contemplated.

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DATED: May 16, 2007

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

Exhibit A

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with option to purchase
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3) The total amount of interest and the lease-financing factor ("interest rate") used to determine the amount of the payments must be clearly indicated.
4) Payment amortization schedules based on the above information must be submitted with the bids.
5) A provision in the lease providing for an option to purchase the furniture and equipment.
6) A schedule of the option purchase price and at each time when an option may be executed.
7) A schedule of the amount of the lease rental payment which shall be credited to the lease purchase option.
8) A provision in the lease stating that it is subject to annual appropriation.

ITEM	APPROX QUANTITY	NOT TO EXCEED TOTAL COST
Furniture & Fixtures		$ 1,090,000
Computers, Printers, Faxes		500,000
Telephones		60,000
Radios		50,000
Appliances		35,000
Firearms Training Simulator		75,000
Weight Room Equipment		75,000
Audio/Visual Equipment		890,000
Firing Range		400,000
TOTAL		**$ 3,175,000**

20

All necessary approvals of the City's Common Council for the acquisition of the above-listed items have been received.

The date for the anticipated cash requirements for this leasing arrangement is on or before
June 18, 2007.

The Board of Public Works reserves the right to reject any and all bids for failure to comply with applicable laws and or with the instructions to Bidders. The Board of Public Works also reserves the right to waive any defect in any bid.

Board of Public Works

Regina A. Kostoff, Chair
John Suarez, Member
Ryan P. Chasey, Member

ATTEST: Marilyn Huth, Clerk

Publish 5/18 & 5/25/07 in both Fort Wayne Newspapers and 5/23/07 in Frost Illustrated

IMPROVEMENT RESOLUTION NO. 7146-07

HAVERHILL ADDITION CONCRETE STREET REPAIRS
WORK ORDER NO. 11996

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Sea Wind Place by reconstructing the concrete pavement in front of 9026 and 9032 Sea Wind Place. Thunder Hill Place by reconstructing the concrete pavement, installation of new storm sewers and underdrains from Winterfield Run west to 9230 Thunder Hill Place.Also the cul de sac on the south end of Morning Wind Place and at 4531 Morning Wind Place by reconstructing the concrete pavement, installation of new storm sewers and undedrains.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 16th day of May, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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ESTIMATE OF QUANTITIES

RECEIVED
JUN 5 2007
By____________

PROJECT: HAVERHILL Addt. Concrete Street Repairs **RES. NO.: 7146-07**

DATE: 5/9/2007 **W.O. NO.: 11996**

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	REMOVAL OF PAVEMENT	2,460	SY	6.00	14760.00
2.	REMOVAL OF CONCRETE	30	SY	6.00	180.00
3.	CONCRETE SIDEWALK (4")	20	SY	25.00	500.00
4.	CONCRETE WINGWALK and RAMPS	10	SY	30.00	300.00
5.	CEMENT CONCRETE PAVEMENT (plain) 6 inch	2,460	SY	24.00	59040.00
6.	CASTING , FURNISHED and ADJUSTED to GRADE TYPE " C "	1	EA	300.00	300.00
7.	CASTING , FURNISHED and ADJUSTED to GRADE TYPE " E "	1	EA	375.00	375.00
8.	INLET, TYPE " IV - E "	5	EA	1500.00	7500.00
9.	PIPE , 12 " D.I. (INCLUDING CLASS B BEDDING AND SPECIAL BACKFILL NO. 53 or #73)	110	LF	45.00	4950.00
10.	PIPE , 12" R C P CLASS III (INCLUDING CLASS B BEDDING AND SPECIAL BACKFILL NO. 53 or #73)	90	LF	42.50	3825.00
11.	UNDERDRAIN, 6" perforated plastic, Type " K " (including stone backfill with # 8 stone)	1,080	LF	8.00	8640.00
12.	YARD DRAIN TAPS (including , tee, pipe, and Backfill) (UNDISTRIBUTED QUANTITY)	4	EA	75.00	300.00
13.	BACKFILL BEHIND CURB	100	TON	10.00	1000.00
14.	TYPE " O " COMPACTED AGGREGATE for BASE (# 53 stone)	450	TON	15.00	6750.00
15.	BED COURSE MATERIAL	10	TON	10.00	100.00
16.	TOPSOIL	50	TON	15.00	750.00
17.	MULCHED SEEDING	300	SY	2.00	600.00
18.	STANDARD BARRICADE TYPE III	6	EA	75.00	450.00
19.	STANDARD BARRICADE TYPE III w/ TYPE SIGN	5	EA	100.00	500.00
20.	CONSTRUCTION SIGNS, TYPE " A "	6	EA	55.00	330.00
21.	CONSTRUCTION SIGNS, TYPE " A " w/ WARNING LIGHT	2	EA	75.00	150.00
22.	MAINTENANCE of TRAFFIC	1	LS	4000.00	4000.00
23.	MOBILIZATION and DEMOBILIZATION	1	LS	5000.00	5000.00

SUB-TOTAL:	120300.00
E&I @25%	30075.00
TOTAL:	**$150,375.00**

Revised: 02-13-04

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HILLEGAS ROAD PHASE I
(SOUTH OF BUTLER ROAD TO 2812) –
WATER MAIN EXTENSION
RESOLUTION NO. 2001-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of approximately 600 LF of 12-inch water main, 1 fire hydrant, and all other appurtenances and work as necessary for the water main extension project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "HILLEGAS ROAD PHASE I (SOUTH OF BUTLER ROAD TO 2812) – WATER MAIN EXTENSION"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not be acquiring any property with this project.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $70,000.00

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 16th DAY OF May, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: May 15, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 34,987.00.** These payments will be paid using the 2005 State Revolving Funds. These expenses are for the WPCP Dechlorination Project – W.O. 75003.

Draw #119	CH2M Hill	$ 4,395.00
Draw #120	Hagerman Inc.	30,592.00
	Total SRF Payments	**$ 34,987.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

May 23 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: May 23, 2007

RE: 2002 FWMBC Transportation Building Project

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $2,150.00 to be paid from the proceeds of the 2002 FWMBC Transportation Building Project which are held in an escrow at Wells Fargo Corporate Trust Services.

Wells Fargo Corporate Trust Services	2,150.00
Total for Payment Request	**$ 2,150.00**

Regine A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

May 23 2007
Date

IMPROVEMENT RESOLUTION NO. 7145-07

SOUTH WAYNE AVENUE PHASE II
WORK ORDER NO. 11962

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: SOUTH WAYNE AVENUE FROM OAKDALE AVENUE TO WILDWOOD AVENUE BY RECONSTRUCTING THE EXISTING CONCRETE WITH NEW 7" CEMENT CONCRETE PAVEMENT, RECONSTRUCTING THE STORM SEWER STRUCTURES, AND INSTALLING NEW ADA CURB RAMPS.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 23rd day of May, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: South Wayne Avenue Pavement Reconstruction Phase II RES. NO.: 7145-07
Oakdale Dr. to Wildwood Ave.
DATE:5/17/2007 W.O. NO.:11962

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Pavement	6520	SY	6.00	39120.00
2.	Removal of Concrete	400	SY	7.50	3000.00
3.	Removal of Curb	110	LF	5.00	550.00
4.	Cement Concrete Pavement, Plain (7")	6410	SY	27.00	173070.00
5.	Concrete Sidewalk (4") (Undistributed Quantity)	100	SY	26.00	2600.00
6.	Concrete Wingwalk & Ramps (6")	300	SY	42.00	12600.00
7.	Concrete Curb Type II-A	2500	LF	8.00	20000.00
8.	Concrete Pavement for Commercial Drive (8")	110	SY	32.00	3520.00
9.	Casting Type "A" Furnish & Adjust to Grade	5	EA	500.00	2500.00
10.	Water Valves (Valve-Box) Adjusted to Grade	2	EA	100.00	200.00
11.	Type "O" Compacted Aggregate for Base, No.8	1100	TN	15.00	16500.00
12.	Bed Course Material (For under Concrete Items)	85	TN	10.00	850.00
13.	Backfill Behind Curb (Borrow)	200	TN	10.00	2000.00
14.	Top Soil	150	TN	12.00	1800.00
15.	Mulched Seeding,	850	SY	2.00	1700.00
16.	Construction Signs, Type A With Construction Warning Light Type A	14	EA	80.00	1120.00
17.	Standard Barricade, Type III - B Type C Const. Warning Light	10	EA	100.00	1000.00
18.	Standard Barricade, Type III	14	EA	80.00	1120.00
19.	Maintenance of Traffic	1	LS	10000.00	10000.00
20.	Mobilization / Demobilization	1	LS	10000.00	10000.00
21.	12" dia SDR-35 PVC Including Type F Bedding and Granular Backfill	55	LF	30.00	1650.00
22.	Remove and Replace Manhole Type I-B	1	EA	2000.00	2000.00
23.	Remove and Replace Catch Basin, Type I-C	3	EA	2000.00	6000.00
24.	Catch Basin, Type I-C	2	EA	2000.00	4000.00
25.	Remove and Replace Catch Basin, Type I-F	3	EA	2000.00	6000.00
26.	Remove and Replace Inlet Type I-F	1	EA	1500.00	1500.00
27.	Inlet Type I-C	3	EA	1500.00	4500.00
28.	Abandon Structures	4	EA	500.00	2000.00

SUB-TOTAL:	330900.00
E&I @25%	82725.00
TOTAL:	**$413,625.00**

IMPROVEMENT RESOLUTION NO. 7143-07

EAST STATE VILLAGE: ARCHWAY
WORK ORDER NO. 12025

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **EAST STATE BOULEVARD WEST OF KENTUCKY AVENUE, BY CONSTRUCTING A STEEL TRUSS ON BRICK PIERS TO BRIDGE OVER ROADWAY TO MARK ENTRY WAY TO EAST STATE VILLAGE.**

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 23rd day of May, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

PINE MILLS ROAD-CHANTERELLE DRIVE
STORMWATER SYSTEM IMPROVEMENT

RESOLUTION NO. 1909-2007

RESOLUTION by the Board of Stormwater Management of the City of Fort Wayne, Indiana, that:

Orders the construction of stormwater system improvements through the 10400 and 10500 blocks of Pine Mills Road and along the 1300 block of Chanterelle Drive in the Pine Valley Addition, including approximately 814 lineal feet of storm sewers and appurtenant structures.

Declares that said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications prepared for the Fort Wayne Department of Water Resources by Clark Dietz, Inc. and titled "PINE MILLS ROAD AND CHANTERELLE DRIVE STORMWATER IMPROVEMENTS ".

Declares the cost of said improvements shall be paid by STORMWATER UTILITY FUNDS.

Declares the "PINE MILLS ROAD-CHANTERELLE DRIVE STORMWATER SYSTEM IMPROVEMENT" project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that the "PINE MILLS ROAD-CHANTERELLE DRIVE STORMWATER SYSTEM IMPROVEMENT" project is of public utility and benefit.

Declares that the Board of Stormwater Management has all necessary property rights; no additional property rights are needed.

Declares the engineer's estimate of the project's total cost is $291,000.00.

Declares that the project will not change fees currently paid by area property owners.

ADOPTED THIS 23rd **DAY OF** May**, 2007.**

BOARD OF STORMWATER MANAGEMENT

BY: ____________________
Greg Meszaros, Chairman

BY: John Suarez
John Suarez, Member

BY: Regina A. Kostoff
Regina A. Kostoff, Member

a

EUCLID AVE.
STORMWATER SYSTEM IMPROVEMENTS
RESOLUTION NO. 1889-2007

RESOLUTION by the Board of Storm water Management of the City of Fort Wayne, Indiana, that:

Orders the construction of approximately 1265 LF of 10-inch to 18-inch storm sewer pipe with all appurtenant manholes, inlets and swales, associated with the drainage improvement of an area in the vicinity of Euclid Ave.

Declares said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled "EUCLID AVE STORM DRAINAGE IMPROVEMENTS".

Declares the cost of said improvements shall be paid by STORMWATER UTILITY FUNDS.

Declares the "EUCLID AVE STORM DRAINAGE IMPROVEMENTS project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares the "EUCLID AVE STORM DRAINAGE IMPROVEMENTS" project is of public utility and benefit.

Declares the "EUCLID AVE STORM DRAINAGE IMPROVEMENTS" project does not require the acquisition of property rights.

Declares the engineer's estimate of "EUCLID AVE STORM DRAINAGE IMPROVEMENTS" project's total cost is $175,000.

Declares the "EUCLID AVE STORM DRAINAGE IMPROVEMENTS" project will not change fees currently paid by property owners in the area.

ADOPTED THIS 23rd **DAY OF** May**, 2007**

BOARD OF STORMWATER MANAGEMENT

BY: ______________________
Greg Meszaros, Chairman

BY: John Suarez
John Suarez, Member

BY: Regina A. Kostoff
Regina A. Kostoff, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

EMERGENCY GENERATOR RECEPTACLES FOR LIFT STATIONS
RESOLUTION NO. 1687-2004

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Whereas, the Water Pollution Control Plant operations require reliable electrical facilities, and

Whereas, from a reliability standpoint we have established the following (11) lift stations as our primary group to receive emergency standby power (manual transfer switch with generator receptacle). These lift stations are as follows: Aboite, Bellshire, Bradbury, Chaple Creek, Golfview, Hessen Cassel, Maplewood, River Bend Woods, St. Joe, Steeple Chase, & Deer Track. These are in need of installation in the event power is lost at these stations to avoid basement backups, and

Whereas, scope of work is beyond the capabilities of Water Pollution Control Plant O&M staff, and

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "EMERGENCY GENERATOR RECEPTACLES FOR LIFT STATIONS"

Declares the cost of the said improvements shall be paid by the funds from Fort Wayne Sewer Utility Revenue.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $75,000.

APPROVED THIS 23rd DAY OF May, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

A RESOLUTION establishing the cost-sharing policies and procedures for capital improvements along commercial corridors processed by the Board of Public Works and/or the Board of Stormwater Management.

RESOLUTION #94-5-23-07-1

WHEREAS, the Board of Public Works and/or the Board of Stormwater Management of the City of Fort Wayne, Indiana, has the legal authority and responsibility per IC 36-9-36 and 37, et seq. to construct and maintain the City's public infrastructure and to establish commercial property owner participation procedures for the payment of commercial corridor capital improvements.

NOW THEREFORE, the Board of Public Works and/or the Board of Stormwater Management hereby adopts the following policies and procedures through which commercial corridor property owners may petition for commercial corridor capital improvements and pay for those improvements.

I. The following are considered acceptable categories of projects to be considered for the use of the Barrett Law program and subject to approval by the Board of Public Works and/or the Board of Stormwater Management:

A. Projects that will result in economic benefits to both businesses and the surrounding neighborhood.

B. Projects that will assist in the stabilization of declining areas; or, preferably, projects that will revitalize, invigorate, and attract economic and commercial activity along the commercial corridor.

C. Projects that will improve the aesthetic appearance of the area.

D. Projects that will foster and encourage private improvements, investments and façade improvements.

E. Projects that are located in, adjacent to or directly supporting Community Development Area Plan (CDAP) areas or CDAP Model Blocks.

F. Projects that support walk-ability and pedestrian-friendly corridors.

II. The following are improvements are acceptable projects to be considered for the use of the Barrett Law program for capital improvements along commercial corridors and subject to approval by the Board of Public Works and/or the Board of Stormwater Management:

A. Curbs and sidewalks.
B. Street reconstruction or restoration.
C. Alley reconstruction or restoration.
D. Street lights (decorative or historic when applicable, burying of overhead lines, etc.).
E. Sewer and other municipally controlled utility upgrades and improvements.

III. The following are the terms for the use of the Barrett Law program for capital improvements along commercial corridors and subject to approval by the Board of Public Works and/or the Board of Stormwater Management:

A. A valid petition signed by at least 60% of the affected property owners must be received and validated by the Division of Public Works and City Utilities. The petition will be subject to the requirements set forth in Resolution 91-124-18.
B. The majority of the affected adjacent neighborhood association (s) must submit a letter of support along with a valid petition for the proposed project to the Board of Public Works and/or the Board of Stormwater Management.
C. The project must be funded in part (at least 40%) by the City of Fort Wayne either through the use of Community Development Income Tax funds (CEDIT) and/or other public funds. Use of CEDIT funds is subject to the CEDIT Policy Guidelines per Resolution 92-2-7-05.
D. Along with a petition, commercial property owners must submit a conceptual plan and drawings, if available, or a complete and accurate description of the proposed project.
E. Requests for projects must be submitted at least one year prior to the proposed year of construction of the project.
F. The proposed project and petition will be reviewed by the Commercial Barrett Law committee comprised of one representative of the Division of Public Works and City Utilities, the Finance Manager for the Division of Public Works and City Utilities, one representative of the Division of Community Development and the Finance Manager for the Division of community Development for compliance with the established priorities and criteria set forth in this resolution.
G. The Commercial Barrett Law program will allow commercial property owners to finance 60% of the project cost.
H. The Commercial Barrett Law program will offer affected property owners the option to pay their assessment all at once or with a 10-year pay-back option with a choice of monthly or yearly installments at an interest rate to be set every year by the Board of Public Works.
I. The Commercial Barrett Law program will follow the statutory requirements set forth in IC 36-9-36 and 37 et seq.

APPROVED THIS 23rd DAY OF May, 2007

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT

Greg Meszaros, Chairman

Regina A. Kostoff
Regina A. Kostoff, Member

John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

APPROVED AS TO FORM AND LEGALITY:

Cecilia E. Case
Cecilia E. Case, Associate City Attorney

IMPROVEMENT RESOLUTION NO. 7147-07

NORTHWEST PASSAGE – LONGWOOD ADDITION
WORK ORDER NO. 11985

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: 1). NORTHWEST PASSAGE ADDITION BY PARTIAL RECONSTRUCTION OF CONCRETE ROADWAY, REHABILITATION OF STORM DRAINAGE, AND MULCHED SEEDING RESTORATION. 2). LONGWOOD ADDITION BY PARTIAL RECONSTRUCTION OF CONCRETE ROADWAY, PARTIAL RECONSTRUCTION OF CONCRETE CURB, PARTIAL RECONSTRUCTION OF CONCRETE DRIVE APPROACHES, RECONSTRUCTION OF ADA CURBRAMPS AT N.E. CORNER OF LONGWOOD DRIVE AND LONGWOOD COURT, PARTIAL REHABILITATION OF STORM DRAINAGE, AND MULCHED SEEDING RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 30th day of May, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

S:\Project Files\Active\Northwest Passage - Longwood Addt Concrete Repairs - 11985\Improvement Resolution - Northwest Passage - Longwood Addt.doc

ESTIMATE OF QUANTITIES

PROJECT: N.W. PASSAGE - LONGWOOD ADD.
DATE: 5-23-07
D DATE: 6-20-07

RES. NO.: 7147-07
W.O. NO.: 11985

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1	REMOVAL OF CONCRETE	3,400	SY	$6.50	$22,100.00
2	REMOVAL OF CONCRETE CURB	640	LF	$7.50	$4,800.00
3.	CEMENT CONCRETE PAVEMENT, PLAIN, 6 INCHES (7-BAG MIX W / SUPERPLASTICIZER)	3,185	SY	$29.00	$92,365.00
4.	CONCRETE SIDEWALK (4")	46	SY	$23.00	$1,058.00
5.	"SPECIAL" 4' CONCRETE CURB TYPE "I-B"	640	LF	$18.00	$11,520.00
6.	CONCRETE PAVEMENT FOR RESIDENTIAL DRIVE	160	SY	$27.00	$4,320.00
7.	CONCRETE ADA CURBRAMP	12	SY	$40.00	$480.00
8.	CASTING, TYPE "C" (FURNISH AND ADJUST TO GRADE)	7	EA	$375.00	$2,625.00
9.	TYPE I-C INLET	4	EA	$1,200.00	$4,800.00
10.	TYPE II-B MANHOLE	1	EA	$2,800.00	$2,800.00
11.	15-INCH DIAMETER RCP CLASS III	60	LF	$40.00	$2,400.00
12.	STONE BACKFILL FOR STRUCTURES (#53-#73)	56	CY	$21.00	$1,176.00
13.	TOPSOIL	150	TON	$16.00	$2,400.00
14.	SEED , MULCH, & FERTILIZER	350	SY	$1.50	$525.00
15.	BACKFILL BEHIND CURB	124	TON	$6.00	$744.00
16.	BED COURSE MATERIAL	90	TON	$11.00	$990.00
17.	COMPACTED AGGREGATE FOR BASE TYPE "O" NO. 53 STONE	610	TON	$14.00	$8,540.00
18.	TYPE III BARRICADES	8	EA	$200.00	$1,600.00
19	PLASTIC DRUMS WITH FLASHERS	48	EA	$22.00	$1,056.00
20	CONSTRUCTION SIGNS TYPE "A"	10	EA	$80.00	$800.00
21	MAINTENANCE OF TRAFFIC	1	LS	$4,800.00	$4,800.00
22	MOBILIZATION AND DE-MOBILIZATION	1	LS	$5,100.00	$5,100.00

SUB-TOTAL: 176,999.00
E&I @16% 44,249.75

TOTAL: 221,248.75

2

BID

CONTRACTOR: ______________________________________

PROJECT: N.W. PASSAGE - LONGWOOD ADD. **RES. NO.:** 7147-07

[illegible]D DATE: 6-20-07 **W.O. NO.:** 11985

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	REMOVAL OF CONCRETE	3,400	SY		
2.	REMOVAL OF CONCRETE CURB	640	LF		
3.	CEMENT CONCRETE PAVEMENT, PLAIN, 6 INCHES (7-BAG MIX W / SUPERPLASTICIZER)	3,185	SY		
4.	CONCRETE SIDEWALK (4")	46	SY		
5.	"SPECIAL" 4' CONCRETE CURB TYPE "I-B"	640	LF		
6.	CONCRETE PAVEMENT FOR RESIDENTIAL DRIVE	160	SY		
7.	CONCRETE ADA CURBRAMP	12	SY		
8.	CASTING, TYPE "C" (FURNISH AND ADJUST TO GRADE)	7	EA		
9.	TYPE I-C INLET	4	EA		
10.	TYPE II-B MANHOLE	1	EA		
11.	15-INCH DIAMETER RCP CLASS III	60	LF		
12.	STONE BACKFILL FOR STRUCTURES (#53-#73)	56	CY		
13.	TOPSOIL	150	TON		
14.	SEED , MULCH, & FERTILIZER	350	SY		
15.	BACKFILL BEHIND CURB	124	TON		
16.	BED COURSE MATERIAL	90	TON		
17.	COMPACTED AGGREGATE FOR BASE TYPE "O" NO. 53 STONE	610	TON		
18.	TYPE III BARRICADES	8	EA		
19	PLASTIC DRUMS WITH FLASHERS	48	EA		
20	CONSTRUCTION SIGNS TYPE "A"	10	EA		
2[illegible]	MAINTENANCE OF TRAFFIC	1	LS		
22	MOBILIZATION AND DE-MOBILIZATION	1	LS		

TOTAL: ______________________

Note: Contractor will be paid on measured quanities only at unit price bid.

All work must be completed by : OCTOBER 5, 2007

Any form of correction within the area of unit prices, extensions, or total on this bid must be initialed by the bidder and will be noted at the time of opening.

____

Contractors Signature

3

JUN 6 2007
By

BID FORM FOR SALE OF
(3410 Winter Street)

To: Fort Wayne Board of Public Works
One East Main Street
Room 420 City-County Building
Fort Wayne, Indiana 46802

The undersigned hereby offers to purchase for the sum of $ 300.00 in accordance with the Paragraphs below, the real estate (vacant lot) located at 3410 Winter Street, the legal description of which is Lot 48 Kryders Ext Addition, Wayne Township, Allen County, Indiana.

1) PURCHASE PRICE
The entire purchase price shall be paid in cash, cashiers check or money order.

2) In submitting his/her bid, bidder represents that this bid is genuine and not made in interest of or on behalf of any undisclosed person, firm, or corporation, and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation: bidder has not directly or indirectly induced or solicited any other bidder to submit a false or sham bid: bidder has not solicited or induced any person, firm, or corporation to refrain from bidding: and bidder has not sought collusion to obtain for himself/herself any advantage over any other bidder or over owner.

3) The Real Estate, its improvements, fixtures and utility systems, and any personal property included in this sale are being sold in "AS IS" condition, without warranty of any kind from Seller, either express or implied.

4) No survey will be provided by seller.

5) Title insurance will be provided by seller.

IN WITNESS WHEREOF, the undersigned has subscribed his/her name this 5 day of June, 2007.

Leon Williams
Signature

LEON WILLIAMS
Printed Name

Organization

Title

RECEIVED
JUN 6 2007
By____________

BID FORM FOR SALE OF
(518 Boltz Street)

To: Fort Wayne Board of Public Works
One East Main Street
Room 420 City-County Building
Fort Wayne, Indiana 46802

The undersigned hereby offers to purchase for the sum of $ 350.00 in accordance with the Paragraphs below, the real estate (vacant lot) located at 518 Boltz Street, the legal description of which is West 46.5 Ft Lot 15 Kronmiller & Dixon Sub Amd Addition, Wayne Township, Allen County, Indiana.

1) PURCHASE PRICE
The entire purchase price shall be paid in cash, cashiers check or money order.

2) In submitting his/her bid, bidder represents that this bid is genuine and not made in interest of or on behalf of any undisclosed person, firm, or corporation, and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation: bidder has not directly or indirectly induced or solicited any other bidder to submit a false or sham bid: bidder has not solicited or induced any person, firm, or corporation to refrain from bidding: and bidder has not sought collusion to obtain for himself/herself any advantage over any other bidder or over owner.

3) The Real Estate, its improvements, fixtures and utility systems, and any personal property included in this sale are being sold in "AS IS" condition, without warranty of any kind from Seller, either express or implied.

4) No survey will be provided by seller.

5) Title insurance will be provided by seller.

IN WITNESS WHEREOF, the undersigned has subscribed his/her name this 5th day of June, 2007.

Ananias Byrd Norma Byrd
Signature

Ananias Byrd and Norma Byrd
Printed Name

____
Organization

____
Title

31

RECEIVED
JUN 6 2007
By

BID FORM FOR SALE OF
(2906 South Monroe Street)

To: Fort Wayne Board of Public Works
One East Main Street
Room 420 City-County Building
Fort Wayne, Indiana 46802

The undersigned hereby offers to purchase for the sum of $ 300.00 in accordance with the Paragraphs below, the real estate (vacant lot) located at 2906 South Monroe Street, the legal description of which is Lot 18 Kronmiller & Dixons Sub Amd Addition, Wayne Township, Allen County, Indiana.

1) PURCHASE PRICE
The entire purchase price shall be paid in cash, cashiers check or money order.

2) In submitting his/her bid, bidder represents that this bid is genuine and not made in interest of or on behalf of any undisclosed person, firm, or corporation, and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation: bidder has not directly or indirectly induced or solicited any other bidder to submit a false or sham bid: bidder has not solicited or induced any person, firm, or corporation to refrain from bidding: and bidder has not sought collusion to obtain for himself/herself any advantage over any other bidder or over owner.

3) The Real Estate, its improvements, fixtures and utility systems, and any personal property included in this sale are being sold in "AS IS" condition, without warranty of any kind from Seller, either express or implied.

4) No survey will be provided by seller.

5) Title insurance will be provided by seller.

IN WITNESS WHEREOF, the undersigned has subscribed his/her name this 5th day of June, 2007.

Ananias Byrd Norma Byrd
Signature

Ananias Byrd and Norma Byrd
Printed Name

Organization

Title

RECEIVED
JUN 6 2007
By

BID FORM FOR SALE OF
(823 East Berry Street)

To: Fort Wayne Board of Public Works
One East Main Street
Room 420 City-County Building
Fort Wayne, Indiana 46802

The undersigned hereby offers to purchase for the sum of $ 300.00 in accordance with the Paragraphs below, the real estate (vacant lot) located at 823 East Berry Street, the legal description of which is Ex West ½ Lot 383 Hanna Addition, Wayne Township, Allen County, Indiana.

1) PURCHASE PRICE
The entire purchase price shall be paid in cash, cashiers check or money order.

2) In submitting his/her bid, bidder represents that this bid is genuine and not made in interest of or on behalf of any undisclosed person, firm, or corporation, and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation: bidder has not directly or indirectly induced or solicited any other bidder to submit a false or sham bid: bidder has not solicited or induced any person, firm, or corporation to refrain from bidding: and bidder has not sought collusion to obtain for himself/herself any advantage over any other bidder or over owner.

3) The Real Estate, its improvements, fixtures and utility systems, and any personal property included in this sale are being sold in "AS IS" condition, without warranty of any kind from Seller, either express or implied.

4) No survey will be provided by seller.

5) Title insurance will be provided by seller.

IN WITNESS WHEREOF, the undersigned has subscribed his/her name this 5 day of June, 2007.

Bertha M Robertson
Signature

Bertha M Robertson
Printed Name

Organization

Title

33

RECEIVED
JUN 6 2007
By

BID FORM FOR SALE OF
(819 East Berry Street)

To: Fort Wayne Board of Public Works
One East Main Street
Room 420 City-County Building
Fort Wayne, Indiana 46802

The undersigned hereby offers to purchase for the sum of $ 300.00 in accordance with the Paragraphs below, the real estate (vacant lot) located at 819 East Berry Street, the legal description of which is West ½ Lot 383 Hanna Addition, Wayne Township, Allen County, Indiana.

1) PURCHASE PRICE
The entire purchase price shall be paid in cash, cashiers check or money order.

2) In submitting his/her bid, bidder represents that this bid is genuine and not made in interest of or on behalf of any undisclosed person, firm, or corporation, and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation: bidder has not directly or indirectly induced or solicited any other bidder to submit a false or sham bid: bidder has not solicited or induced any person, firm, or corporation to refrain from bidding: and bidder has not sought collusion to obtain for himself/herself any advantage over any other bidder or over owner.

3) The Real Estate, its improvements, fixtures and utility systems, and any personal property included in this sale are being sold in "AS IS" condition, without warranty of any kind from Seller, either express or implied.

4) No survey will be provided by seller.

5) Title insurance will be provided by seller.

IN WITNESS WHEREOF, the undersigned has subscribed his/her name this 5 day of June, 2007.

Bertha M Robertson
Signature

Bertha M Robertson
Printed Name

Organization

Title

RECEIVED
JUN 6 2007
By

BID FORM FOR SALE OF (725 East Wayne Street)

To: Fort Wayne Board of Public Works
One East Main Street
Room 420 City-County Building
Fort Wayne, Indiana 46802

The undersigned hereby offers to purchase for the sum of $ 307.00 in accordance with the Paragraphs below, the real estate (vacant lot) located at 725 East Wayne Street, the legal description of which is West 30 Ft of South 150 Ft Lot 367 Hanna Addition, Wayne Township, Allen County, Indiana.

1) PURCHASE PRICE
The entire purchase price shall be paid in cash, cashiers check or money order.

2) In submitting his/her bid, bidder represents that this bid is genuine and not made in interest of or on behalf of any undisclosed person, firm, or corporation, and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation: bidder has not directly or indirectly induced or solicited any other bidder to submit a false or sham bid: bidder has not solicited or induced any person, firm, or corporation to refrain from bidding: and bidder has not sought collusion to obtain for himself/herself any advantage over any other bidder or over owner.

3) The Real Estate, its improvements, fixtures and utility systems, and any personal property included in this sale are being sold in "AS IS" condition, without warranty of any kind from Seller, either express or implied.

4) No survey will be provided by seller.

5) Title insurance will be provided by seller.

IN WITNESS WHEREOF, the undersigned has subscribed his/her name this 25 day of May, 2007.

Signature

TERRY D. LOIS
Printed Name

Organization

Title

RECEIVED
JUN 6 2007
By________

BID FORM FOR SALE OF
(2602 South Hanna Street)

To: Fort Wayne Board of Public Works
One East Main Street
Room 420 City-County Building
Fort Wayne, Indiana 46802

The undersigned hereby offers to purchase for the sum of $ 375.00 in accordance with the Paragraphs below, the real estate (vacant lot) located at 2602 South Hanna Street, the legal description of which is Lot 5 OE Hills Addition, Wayne Township, Allen County, Indiana.

1) PURCHASE PRICE
The entire purchase price shall be paid in cash, cashiers check or money order.

2) In submitting his/her bid, bidder represents that this bid is genuine and not made in interest of or on behalf of any undisclosed person, firm, or corporation, and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation: bidder has not directly or indirectly induced or solicited any other bidder to submit a false or sham bid: bidder has not solicited or induced any person, firm, or corporation to refrain from bidding: and bidder has not sought collusion to obtain for himself/herself any advantage over any other bidder or over owner.

3) The Real Estate, its improvements, fixtures and utility systems, and any personal property included in this sale are being sold in "AS IS" condition, without warranty of any kind from Seller, either express or implied.

4) No survey will be provided by seller.

5) Title insurance will be provided by seller.

IN WITNESS WHEREOF, the undersigned has subscribed his/her name this 29 **day of** May**, 2007.**

Johnny D Green
Signature

Johnny D. Green
Printed Name

____
Organization

____
Title

RECEIVED
JUN 6 2007
By____________

BID FORM FOR SALE OF (3226 Robinwood Drive)

To: Fort Wayne Board of Public Works
One East Main Street
Room 420 City-County Building
Fort Wayne, Indiana 46802

The undersigned hereby offers to purchase for the sum of $ 301 in accordance with the Paragraphs below, the real estate (vacant lot) located at 3226 Robinwood Drive, the legal description of which is Lot 195 Drexel Park Addition, Wayne Township, Allen County, Indiana.

1) PURCHASE PRICE
The entire purchase price shall be paid in cash, cashiers check or money order.

2) In submitting his/her bid, bidder represents that this bid is genuine and not made in interest of or on behalf of any undisclosed person, firm, or corporation, and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation: bidder has not directly or indirectly induced or solicited any other bidder to submit a false or sham bid: bidder has not solicited or induced any person, firm, or corporation to refrain from bidding: and bidder has not sought collusion to obtain for himself/herself any advantage over any other bidder or over owner.

3) The Real Estate, its improvements, fixtures and utility systems, and any personal property included in this sale are being sold in "AS IS" condition, without warranty of any kind from Seller, either express or implied.

4) No survey will be provided by seller.

5) Title insurance will be provided by seller.

IN WITNESS WHEREOF, the undersigned has subscribed his/her name this 5 day of June, 2007.

Kenneth B. Walker Jr.
Signature

Kenneth B. Walker Jr.
Printed Name

—
Organization

—
Title

RECEIVED
JUN 6 2007
By__________

BID FORM FOR SALE OF (607 East Pontiac Street)

To: Fort Wayne Board of Public Works
One East Main Street
Room 420 City-County Building
Fort Wayne, Indiana 46802

The undersigned hereby offers to purchase for the sum of $351.28 in accordance with the Paragraphs below, the real estate (vacant lot) located at 607 East Pontiac Street, the legal description of which is East 58.22 Ft Frl Lot 2, East 58.22 Ft Frl of West 100 Ft Lot 3 Mahurin & Bassett 1st Sub Addition, Wayne Township, Allen County, Indiana.

1) PURCHASE PRICE
The entire purchase price shall be paid in cash, cashiers check or money order.

2) In submitting his/her bid, bidder represents that this bid is genuine and not made in interest of or on behalf of any undisclosed person, firm, or corporation, and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation: bidder has not directly or indirectly induced or solicited any other bidder to submit a false or sham bid: bidder has not solicited or induced any person, firm, or corporation to refrain from bidding: and bidder has not sought collusion to obtain for himself/herself any advantage over any other bidder or over owner.

3) The Real Estate, its improvements, fixtures and utility systems, and any personal property included in this sale are being sold in "AS IS" condition, without warranty of any kind from Seller, either express or implied.

4) No survey will be provided by seller.

5) Title insurance will be provided by seller.

IN WITNESS WHEREOF, the undersigned has subscribed his/her name this 24 day of May, 2007.

Charlie J. Hagler
Signature

Charlie J. Hagler
Printed Name

____
Organization

____
Title

RECEIVED
JUN 6 2007
By____________

BID FORM FOR SALE OF
(1233 Lillie Street)

To: Fort Wayne Board of Public Works
One East Main Street
Room 420 City-County Building
Fort Wayne, Indiana 46802

The undersigned hereby offers to purchase for the sum of $ $300.00 in accordance with the Paragraphs below, the real estate (vacant lot) located at 1233 Lillie Street, the legal description of which is Lot 18 Whites Sub Addition, Wayne Township, Allen County, Indiana.

1) PURCHASE PRICE
The entire purchase price shall be paid in cash, cashiers check or money order.

2) In submitting his/her bid, bidder represents that this bid is genuine and not made in interest of or on behalf of any undisclosed person, firm, or corporation, and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation: bidder has not directly or indirectly induced or solicited any other bidder to submit a false or sham bid: bidder has not solicited or induced any person, firm, or corporation to refrain from bidding: and bidder has not sought collusion to obtain for himself/herself any advantage over any other bidder or over owner.

3) The Real Estate, its improvements, fixtures and utility systems, and any personal property included in this sale are being sold in "AS IS" condition, without warranty of any kind from Seller, either express or implied.

4) No survey will be provided by seller.

5) Title insurance will be provided by seller.

IN WITNESS WHEREOF, the undersigned has subscribed his/her name this 28 day of MAY, 2007.

Ronald L Whitson (1239 Lillie ST.)
Signature

RONALD L. WHITSON
Printed Name

____
Organization

____
Title

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: June 6, 2007

RE: 2007 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $196,515.47 to be paid from the proceeds of the 2007 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #7

W.A. Jones & Son	1,406.10
Dimension Ford	25,998.25
Ziebart	1,030.00
Motorola	115,829.00
Barney's Auto Electric	52,252.12
Total for Payment Requests	**$ 196,515.47**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

June 6, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: June 6, 2007

RE: 2006 Computer Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $29,877.60 to be paid from the proceeds of the 2006 Computer Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Netarx, Inc.	PR #23	14,904.60
DLT Solutions Inc.	PR #23	14,973.00
	Total for Payment Request	**$ 29,877.60**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

June 6, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: June 6, 2007

RE: 2006 Financial System Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $8,500.00 to be paid from the proceeds of the 2006 Financial System Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Tyler Technologies	PR #11	8,500.00
	Total for Payment Requests	**$ 8,500.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

June 6, 2007

Date

IMPROVEMENT RESOLUTION NO. 7136-07

Yellowstone Drive
WORK ORDER NO. 11987

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Yellowstone Drive from Foxgrove to Zieg Place by Replacing the Concrete Pavement, Drive Approaches and ADA Ramps.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 6th day of June, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BID

CONTRACTOR: ____________________
PROJECT: Yellowstone Drive
BID DATE:

RES. NO.:
W.O. NO.: 11987

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Concrete Pavement	2005	LF		
2.	Cement Concrete Pavement, Plain, 6 inches, (7	2005	SY		
3.	Removal of Concrete	399	SY		
4.	Concrete Sidewalk (4")	130	SY		
5.	Concrete for Residential Drives (6")	269	SY		
6.	Underdrain, 6" Perforated Plastic, Group "K"	1150	LF		
7.	Type "III" Barricade	4	EA		
8.	Concrete Wingwalks ADA Ramps	14	SY		
9.	Adjust Water Service Box to Grade (Undistributed)	2	EA		
10.	Type "A" Signs	4	EA		
11.	Topsoil	40	TON		
12.	Seed & Mulch	270	SY		
13.	Backfill for Behind Curbs	85	TON		
14.	Bed Coarse	44	TON		
15.	Mobilization & Demobilization	1	LS		
16.	Maintenance of Traffic	1	LS		
17.	Type "O" Compacted Aggregate for Base, No. 5	507	TON		
18	Common Excavation	245	CY		
19	12" Diameter RCP	178	LF		
20	Type I-B Manhole	1	EA		
21	Type I-E Manhole	1	EA		
22	Type IV-E Inlet	2	EA		
23	Type I-C Inlet	2	EA		
24	Remove and Dispose of Pipe and Structures	1	LS		
25	Lower 6" Diameter Water Main	1	EA		
26					

TOTAL: ____________

Note: Contractor will be paid on measured quanities only at unit price bid.
All work must be completed by : Sept 30, 2005
Any form of correction within the area of unit prices, extensions, or total on this bid must be initialed by the bidder and will be noted at the time of opening.

____
Contractors Signature

ESTIMATE OF QUANTITIES

PROJECT: Yellowstone Drive
DATE: 5/30/2007
BID DATE:

RES. NO.:
W.O. NO.: 11987

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Concrete Pavement (Including Type I-A Curb)	2005	LF	6.00	12030.00
2.	Cement Concrete Pavement, Plain, 6 inches, (7 Bag Mix W/Superplasticizer)(including Type I-A Curb & "J" type Bolts)	2005	SY	27.00	54135.00
3.	Removal of Concrete	399	SY	6.00	2394.00
4.	Concrete Sidewalk (4")	130	SY	26.00	3380.00
5.	Concrete for Residential Drives (6")	269	SY	27.00	7263.00
6.	Underdrain, 6" Perforated Plastic, Group "K" (includes Coarse Aggregate, No. 8)	1150	LF	7.00	8050.00
7.	Type "III" Barricade	4	EA	150.00	600.00
8.	Concrete Wingwalks ADA Ramps	14	SY	28.00	392.00
9.	Adjust Water Service Box to Grade (Undistributed)	2	EA	25.00	50.00
10.	Type "A" Signs	4	EA	50.00	200.00
11.	Topsoil	40	TON	12.00	480.00
12.	Seed & Mulch	270	SY	2.00	540.00
13.	Backfill for Behind Curbs	85	TON	10.00	850.00
14.	Bed Coarse	44	TON	12.50	550.00
15.	Mobilization & Demobilization	1	LS	7500.00	7500.00
16.	Maintenance of Traffic	1	LS	6500.00	6500.00
17.	Type "O" Compacted Aggregate for Base, No. 53	507	TON	12.50	6337.50
18.	Common Excavation	245	CY	10.00	2450.00
19.	12" Diameter RCP (Installed - including bedding and backfill)	178	LF	35.00	6230.00
20	Type I-B Manhole (Installed - Including Structure and Casting)	1	EA	2100.00	2100.00
21	Type I-E Manhole (Installed - Including Structure and Casting)	1	EA	2100.00	2100.00
22	Type IV-E Inlet (Installed - Including Structure and Casting)	2	EA	1700.00	3400.00
23	Type I-C Inlet (Installed - Including Structure and Casting)	2	EA	1400.00	2800.00
24	Remove and Dispose of Pipe and Structures (Includes Bulkhead of pipes that remain)	1	LS	3000.00	3000.00
25	Lower 6" Diameter Water Main	1	EA	2500.00	2500.00
26					0.00

SUB-TOTAL:	135831.50
E&I @16%	21733.04
TOTAL:	**157564.54**

IMPROVEMENT RESOLUTION NO. 7149-07

South McMillen Park Area Storm Sewers, Contract 2
WORK ORDER NO. 75144

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: S.W. Anthony Wayne Dr. from W.Colonial Ave to Plaza Dr. by reconstructing the street with new asphalt pavement, concrete curbs type I-B, drive approaches, 6' wide concrete sidewalks,and street lights. Also the installation of new concrete curb ramps.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 6th day of June, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BID

PROJECT: South McMillen Park Area Storm Sewers Contract 2 RES. NO.:7149-07
Anthony Wayne Dr. - W. Colonial Ave. to Plaza Dr.
DATE: W.O. NO.: 75144

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Common Excavation	1100	CY		
2.	Removal of Curb	1525	LF		
3.	Removal of Concrete	1100	SY		
4.	Concrete Curb Type II-A	1525	LF		
5.	Concrete Sidewalk (4")	675	SY		
6.	Concrete Pavement for Residential Drive (6")	350	SY		
7.	Concrete Wingwalk & Ramps (6")	80	SY		
8.	Bed Course Material	100	TON		
9.	Type "O" Compacted Aggregate for Base, No.53	800	TON		
10.	Type "O" Compacted Aggregate for Base, No.1 or No.2	700	TON		
11.	Bituminous Binder, No. 8 or No 9, HAC	350	TON		
12.	Bituminous Surface, No.12 , HAC	120	TON		
13.	Bituminous Material for Tack Coat @ 0.06 Gal / SY	0.5	TON		
14.	Topsoil	60	TON		
15.	Seed	375	SY		
16.	Water Valves (Curb-Box) Adjusted to Grade	18	EA		
17.	Castings Adjusted to Grade	9	EA		
18.	Mobilization / Demobilization	1	EA		
19.	Maintance of Traffic	1	EA		
20.	Remove Existing Street Light Pole, Span, Mast Arm, and Luminaires	4	EA		
21.	Install New 30' Aluminum Emb. Pole, Span, Mast Arm, and Luminaires	4	EA		
22.	Clearing of Right of Way	1	LS		

TOTAL: ____________

CONTRACTOR WILL BE PAID ON MEASURED QUANTITIES ONLY, AT UNIT PRICE BID.
ALL WORK MUST BE COMPLETED BY: OCTOBER 26th, 2007
NOTE:ANY FORM OF CORRECTION WITHIN THE AREA OF UNIT PRICES, EXTENSIONS, OR TOTAL ON THIS BID MUST BE INITIALED BY THE BIDDER AND WILL BE NOTED AT THE TIME OF OPENING.

bid page no. 1.

____
Contractors Signature

43

ESTIMATE OF QUANTITIES

PROJECT: South McMillen Park Area Storm Sewers Contract 2
Anthony Wayne Dr. - W. Colonial Ave. to Plaza Dr.
DATE: 5/31/2007

RES. NO.:7149-07

W.O. NO.: 75144

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Common Excavation	1100	CY	10.00	11000.00
2.	Removal of Curb	1525	LF	5.00	7625.00
3.	Removal of Concrete	1100	SY	6.00	6600.00
4.	Concrete Curb Type II-A	1525	LF	10.00	15250.00
5.	Concrete Sidewalk (4")	675	SY	23.00	15525.00
6.	Concrete Pavement for Residential Drive (6")	350	SY	28.00	9800.00
7.	Concrete Wingwalk & Ramps (6")	80	SY	40.00	3200.00
8.	Bed Course Material	100	TON	10.00	1000.00
9.	Type "O" Compacted Aggregate for Base, No.53	800	TON	15.00	12000.00
10.	Type "O" Compacted Aggregate for Base, No.1 or No.2	700	TON	15.00	10500.00
11.	Bituminous Binder, No. 8 or No 9, HAC	350	TON	50.00	17500.00
12.	Bituminous Surface, No.12 , HAC	120	TON	60.00	7200.00
13.	Bituminous Material for Tack Coat @ 0.06 Gal / SY	0.5	TON	275.00	137.50
14.	Topsoil	60	TON	15.00	900.00
15.	Seed	375	SY	2.00	750.00
16.	Water Valves (Curb-Box) Adjusted to Grade	18	EA	30.00	540.00
17.	Castings Adjusted to Grade	9	EA	100.00	900.00
18.	Mobilization / Demobilization	1	EA	5000.00	5000.00
19.	Maintance of Traffic	1	EA	5000.00	5000.00
20.	Remove Existing Street Light Pole, Span, Mast Arm, and Luminaires	4	EA	420.00	1680.00
21.	Install New 30' Aluminum Emb. Pole, Span, Mast Arm, and Luminaires	4	EA	1325.00	5300.00
22.	Clearing of Right of Way	1	LS	1000.00	1000.00

SUB-TOTAL:	138407.50
E&I @25%	34601.88
TOTAL:	**$173,009.38**

AWARD: Resolution #94-5-16-07-1, 2007 Public Safety Academy Furniture & Equipment Lease Financing to Chase Equipment Leasing in the amount of $3,175,000.00.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

Date: June 6, 2007

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

15

2007 Public Safety Furniture and Equipment Lease

Principal Amount: $ 3,175,000

SEMI-ANNUAL PAYMENTS

	BID BOND INCL	INT RATE	RATE EXPIR	CARRYING CHARGES 6/18/07-12/1/07	# OF PYMTS	STATED SEMI-ANNUAL PAYMENT	CALCULATED TOTAL PAYMENTS	STATED TOTAL PAYMENTS	TOTAL PYMTS INCL CARYNG CHRGS	TOTAL COST OF FINANCING	
Chase Equipment Leasing	YES	3.8777%	6/18/2007	$0.00	10	$351,698.53	$3,516,985.30	$3,516,985.30	$3,516,985.30	$341,985.30	Lessors cost of funds
SunTrust Leasing Corp	YES	3.940%	30 days	$0.00	10	$352,257.53	$3,522,575.30	$3,522,575.30	$3,522,575.30	$348,675.30	Cost of Financing includes $600 documentation fee + $500 escrow fee
Wells Fargo	YES	4.390%	30 days	$0.00	10	$356,353.23	$3,563,532.30	$3,563,532.30	$3,563,532.30	$388,532.30	No escrow fee

Equipment:

Furniture & Fixtures	1,090,000
Computers, Printers, Faxes	500,000
Telephones	60,000
Radios	50,000
Appliances	35,000
Firearms Training Simulator	75,000
Weight Room Equipment	75,000
Audio/Visual Equipment	890,000
Firing Range	400,000
	3,175,000

IMPROVEMENT RESOLUTION NO. 7150-07

ABBOTT STREET CONCRETE STREET RECONSTRUCTION
WORK ORDER NO. 12024

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Abbott Street, by reconstruction of concrete street, drainage improvements, subsurface drains, and restoration.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 13th day of June, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Abbott Street Concrete Street Reconstruction
DATE:6/8/2007
BID DATE: 6/27/07

RES. NO.: 7150-07
W.O. NO.:12024

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Pavement	925	SY	7.00	6,475.00
2.	Removal of Concrete	97	SY	6.50	630.50
3.	Concrete Curb Type III	12	LF	20.00	240.00
4.	Cement Concrete pavement, Plain 6" (Type I-A curb included)	925	SY	25.00	23,125.00
5.	Type "O" Compacted Aggregate for Base, No. 53	230	TN	15.00	3,450.00
6.	Concrete Pavement for Residential Drives (6")	45	SY	30.00	1,350.00
7.	Concrete Sidewalk 4"	33	SY	25.00	825.00
8.	Concrete Wingwalk and Ramp	25	SY	40.00	1,000.00
9.	Bedcourse Material	25	TN	13.00	325.00
10.	Backfill behind Curb	35	TN	8.00	280.00
11.	Mulched Seeding	230	SY	2.00	460.00
12.	Top Soil	21	TN	15.00	315.00
13.	Underdrain, 6" Perforated Plastic, Group K Pipe (includes #8 stone)	600	LF	8.00	4,800.00
14.	Pipe, 12" RCP, Class IV (Include bedding and No. 53 stone backfill)	27	LF	50.00	1,350.00
15.	Inlet, Type IV-E	1	EA	1,800.00	1,800.00
16.	Adjust Casting to Grade	1	EA	125.00	125.00
17.	Fertilize Tree	7	EA	60.00	420.00
18.	Construction Sign Type "A"	3	EA	75.00	225.00
19.	Standard Barricade, Type III-B	6	EA	100.00	600.00
20.	Standard Barricade, Type III-B with Sign and Warning Light	3	EA	150.00	450.00
21.	Maintenance of Traffic	1	LS	2,000.00	2,000.00
22.	Mobilization / Demobilization	1	LS	2,500.00	2,500.00

SUB-TOTAL:	52,745.50
E&I @25%	13,186.38
TOTAL:	**65,931.88**

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: June 4, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 147,583.00.** These payments will be made using the 2005 State Revolving Funds. These expenses are for the Parkerdale Sanitary Sewer improvement – W.O. 74750.

Draw #121	Geiger Developing & Tower Bank	$ 147,583.00
	Total SRF Payments	**$ 147,583.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

June 13, 2007

Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: June 11, 2007

RE: Water SRF (STATE REVOLVING FUNDS) - **2006**

Please include the following SRF payment with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$282,590.00.** These payments will be paid using the 2006 Water State Revolving Fund loan. These expenses are for the Colonial Heritage Water Main Replacement and professional services TRFP North Pump Station.

Draw #14	All Star Construction & Lake City Bank	$ 281,300.00
Draw #15	Donohue & Assoc.	1,290.00
Total SRF Payment		**$ 282,590.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

June 13, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: June 13, 2007

RE: 2007 Street Equipment Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $298,353.00 to be paid from the proceeds of the 2007 Street Equipment Lease Financing which are held in an escrow at Suntrust Bank.

Payment Request #1

Brandeis Machinery & Supply Co	298,353.00
Total for Payment Requests	**$ 298,353.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

June 13, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: June 13, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $2,051,955.63 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at U.S. Bank Corporate Trust Services/LaSalle Bank.

Schenkel Shultz	Req #18	13,335.67
Hagerman Construction	Req #19	2,024,411.96
Project Management Resources	Req #19	10,008.00
Sturtz Public Management Group	Req #19	4,200.00
	Total for Requests	**$ 2,051,955.63**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan Chasey, Member

June 13, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: June 13, 2007

RE: 2006 Fire Truck Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $7,188.62 to be paid from the proceeds of the 2006 Fire Truck Lease Financing which are held in an escrow at JP Morgan Trust Company.

Municipal Emergency Services, Inc.	Req #7		1,058.62
Towers Fire Apparatus, Inc.	Req #7		6,130.00
		Total for Request	**$ 7,188.62**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

June 13, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: June 13, 2007

RE: 2006 Financial System Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $15,587.43 to be paid from the proceeds of the 2006 Financial System Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Tyler Technologies	PR #12	15,587.43
	Total for Payment Requests	**$ 15,587.43**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

June 13, 2007
Date

SOUTHBEND DRIVE PHASE II
(GETZ ROAD TO NORTHRIDGE ROAD) – WATER MAIN EXTENSION
RESOLUTION NO. 2000-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of approximately 1,562 LF of 12-inch water main, 3 fire hydrants, 1 valve, and all other appurtenances and work as necessary for the water main extension project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "SOUTHBEND DRIVE PHASE II (GETZ ROAD TO NORTHRIDGE ROAD) – WATER MAIN EXTENSION"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not be acquiring any property with this project.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $150,000.00

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 20th DAY OF June, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

Dewatering System at Brown Street Lift Station
RESOLUTION NO. 1891-2006

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The Brown Street CSO lift station will receive a 650 gpm pump, controls, and plumbing for dewatering the wet well in dry weather conditions. This project also involves cleaning the entire wet well.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Dewatering System at Brown Street Lift Station**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $84,000.00.

APPROVED THIS 20th DAY OF June, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY:
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

IMPROVEMENT RESOLUTION NO. 7151-07

ALLEY RECONSTRUCTION: HANNA TO SOUTH PARK, MILTON TO BAXTER
WORK ORDER NO. 12020

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: RECONSTRUCTION OF CONCRETE ALLEY FROM HANNA STREET TO SOUTH PARK, MILTON STREET TO BAXTER STREET. STORM SEWER CASTING REPLACEMENT, TOP SOIL AND MULCHED SEEDING.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 20th day of June, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Alley Reconstruction - Milton St. to Baxter St. and between Hanna St. & S.Park Dr.

RES. NO.: 7151-07

DATE: 6/18/2007

W.O. NO.: 12020

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization / Demobilization	1	LS	4000.00	4000.00
2.	Removal of Pavement (Hanna to S.Park Dr.)	720	SY	6.50	4680.00
3.	Removal of Concrete	72	SY	5.50	396.00
4.	Cement Concrete Pavement, Plain 7" (Pavement for Alley, Inverted Gutter-line)	1115	SY	30.00	33450.00
5.	Concrete Sidewalk (4")	25	SY	25.00	625.00
6.	Concrete Pavement for Commercial Drive (8")	64	SY	28.00	1792.00
7.	Concrete Pavement for Residential Drive (6")	25	SY	26.00	650.00
8.	Type "O" Compacted Aggregate for Base, No.53	155	TN	15.00	2325.00
9.	Type "O" Compacted Aggregate for Surface	25	TN	18.00	450.00
10.	Casting, Type F, Furnished & Adjusted to Grade	1	EA	400.00	400.00
11.	Casting, Type A, Furnished & Adjusted to Grade	3	EA	400.00	1200.00
12.	Top Soil	20	TN	16.00	320.00
13.	Mulched Seeding,	100	SY	2.00	200.00
14.	Standard Barricade, Type III-B With Signs, Type B Construction	3	EA	125.00	375.00
15.	Construction Signs, Type A	6	EA	45.00	270.00

SUB-TOTAL:	51133.00
E&I @25%	12783.25
TOTAL:	**$63,916.25**

19

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS
RESOLUTION #94-6-20-07-1

Commercial Barrett Law Interest Rates

WHEREAS, the Board of Public Works of the City of Fort Wayne sets the interest rate charged on Barrett Law special assessment projects by resolution;

And WHEREAS, the Board of Public Works has now implemented a Commercial Barrett Law Program and the interest rate needs to be set;

NOW THEREFORE, the Board of Public Works of the City of Fort Wayne does hereby set the interest rate for Commercial Barrett Law special assessment projects at 5.2% effective June 20, 2007.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

June 20, 2007
Date

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: June 19, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 153,272.00.** These payments will be made using the 2005 State Revolving Funds. These expenses are for the WPCP Primary Clarifiers project - W.O. 74742 and the WPCP Dechlorination project – W.O. 75003.

Draw #122	CH2M Hill	$ 75,798.00
Draw #123 & #125	Donohue & Assoc.	72,974.00
Draw #124	Vulcan Industries	4,500.00
	Total SRF Payments	**$ 153,272.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

June 27, 2007

Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: June 19, 2007

RE: Water SRF (STATE REVOLVING FUNDS) - **2006**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$26,433.00.** These payments will be paid using the 2006 Water State Revolving Fund loan. These expenses are for professional services for the TRFP North Pump Station and the St. Joe Pump Station.

Draw #16	Donohue & Assoc.	$ 9,243.00
Draw #17 & #18	CH2M Hill	17,190.00
Total SRF Payment		**$ 26,433.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

June 27, 2007

Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: June 21, 2007

RE: Water SRF (STATE REVOLVING FUNDS) - **2006**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$110,277.00.** These payments will be paid using the 2006 Water State Revolving Fund loan. These expenses are for construction services for the Indian Village Ph. IV water main replacement.

Draw #19	All Star Construction and Lake City Bank	$ 110,277.00
Total SRF Payments		**$ 110,277.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

June 27, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: July 11, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,471,978.26 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at U.S. Bank Corporate Trust Services/LaSalle Bank.

Schenkel Shultz	Req #20	25,829.38
Hagerman Construction	Req #20	1,439,022.55
Project Management Resources	Req #20	5,004.00
GME Testing	Req #20	945.08
Thomas Black & Associates	Req #20	1,177.25
	Total for Requests	**$ 1,471,978.26**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

June 27, 2007

Date

CONCORDIA GARDENS
PARKLAND DRIVE - PARK CREST DRIVE - KRAMER DITCH
STORMWATER SYSTEM IMPROVEMENTS
RESOLUTION NO. 1999-2007

RESOLUTION by the Board of Storm water Management of the City of Fort Wayne, Indiana, that:

Orders the construction of approximately 780 LF of 15-inch storm sewer pipe with all appurtenant manholes, inlets and swales, associated with the drainage improvements of Parkland Drive and Park Crest Drive; and the reconstruction of approximately 1600 LF of Kramer Ditch all located within the Concordia Gardens Addition.

Declares said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled "CONCORDIA GARDENS, PARKLAND DRIVE – PARK CREST DRIVE – KRAMER DITCH STORM DRAINAGE IMPROVEMENTS".

Declares the cost of said improvements shall be paid by STORMWATER UTILITY FUNDS.

Declares the "CONCORDIA GARDENS, PARKLAND DRIVE – PARK CREST DRIVE – KRAMER DITCH STORM DRAINAGE IMPROVEMENTS" project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares the "CONCORDIA GARDENS, PARKLAND DRIVE – PARK CREST DRIVE – KRAMER DITCH STORM DRAINAGE IMPROVEMENTS" project is of public utility and benefit.

Declares the "CONCORDIA GARDENS, PARKLAND DRIVE – PARK CREST DRIVE – KRAMER DITCH STORM DRAINAGE IMPROVEMENTS" project does not require the acquisition of property rights.

Declares the engineer's estimate of "CONCORDIA GARDENS, PARKLAND DRIVE – PARK CREST DRIVE – KRAMER DITCH STORM DRAINAGE IMPROVEMENTS" project's total cost is $275,000.

Declares the "CONCORDIA GARDENS, PARKLAND DRIVE – PARK CREST DRIVE – KRAMER DITCH STORM DRAINAGE IMPROVEMENTS" project will not change fees currently paid by property owners in the area.

ADOPTED THIS 27th **DAY OF** June**, 2007**

BOARD OF STORMWATER MANAGEMENT

BY: ______________________________
Greg Meszaros, Chairman

BY: John Suarez
John Suarez, Member

BY: Regina A. Kostoff
Regina A. Kostoff, Member

FILTATION PLANT DOOR IMPROVEMENT PROJECT 2007
RESOLUTION NO. 1960-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The CONTRACTOR shall furnish all labor, materials, supplies, and equipment required to replace existing doors, reinforce existing windows, and to make additions to the plant security system as indicated in the project documents and drawings.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Filtration Plant Door Improvement Project 2007**.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $160,160.00.

APPROVED THIS 27th DAY OF June, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

SMITH – ROOSEVELT AREA
SEWER SYSTEM IMPROVEMENTS
RESOLUTION NO. 1839-2007

RESOLUTION by the Board of Storm water Management of the City of Fort Wayne, Indiana, that:

Orders the construction of approximately 3,000 LF of 10-inch to 24-inch sewer pipe with all appurtenant manholes, inlets and drainage structures, associated with the sewer system improvement of the Smith Street – Roosevelt Drive area in the Mount Vernon Addition.

Declares that said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled "SMITH – ROOSEVELT AREA SEWER SYSTEM IMPROVEMENTS".

Declares the cost of said improvements shall be paid by STORMWATER UTILITY REVENUE BOND FUNDS.

Declares the "SMITH – ROOSEVELT AREA SEWER SYSTEM IMPROVEMENTS" project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that the "SMITH – ROOSEVELT AREA SEWER SYSTEM IMPROVEMENTS" project is of public utility and benefit.

Declares the "SMITH – ROOSEVELT AREA SEWER SYSTEM IMPROVEMENTS" project does require the acquisition of property rights (18 permanent sewer and drainage easements).

Declares the engineer's estimate of "SMITH – ROOSEVELT AREA SEWER SYSTEM IMPROVEMENTS" project's total cost is $650,000.

Declares the "SMITH – ROOSEVELT AREA SEWER SYSTEM IMPROVEMENTS" project will not change fees currently paid by property owners in the area.

ADOPTED THIS 27th **DAY OF** June**, 2007**

BOARD OF STORMWATER MANAGEMENT

BY:______________________________
Greg Meszaros, Chairman

BY: John Suarez
John Suarez, Member

BY: Regina A. Kostoff
Regina A. Kostoff, Member

HICKORY GROVE ADDITION
STORM DRAINAGE IMPROVEMENTS
RESOLUTION NO. 1838-2007

RESOLUTION by the Board of Storm water Management of the City of Fort Wayne, Indiana, that:

Orders the construction of approximately 6670 LF of 8-inch to 36-inch sewer pipe with all appurtenant manholes, inlets and drainage outfall structures, associated with the drainage improvement of an area in the vicinity of Hickory Grove Addition.

Declares that said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled "HICKORY GROVE ADDITION STORMWATER SYSTEM IMPROVEMENTS".

Declares the cost of said improvements shall be paid by STORMWATER UTILITY REVENUE BOND FUNDS.

Declares the "HICKORY GROVE ADDITION STORMWATER SYSTEM IMPROVEMENTS" project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that the "HICKORY GROVE ADDITION STORMWATER SYSTEM IMPROVEMENTS" project is of public utility and benefit.

Declares the "HICKORY GROVE ADDITION STORMWATER SYSTEM IMPROVEMENTS" project does require the acquisition of property rights (two permanent sewer and drainage easements).

Declares the engineer's estimate of "HICKORY GROVE ADDITION STORMWATER SYSTEM IMPROVEMENTS" project's total cost is $725,000.

Declares the "HICKORY GROVE ADDITION STORMWATER SYSTEM IMPROVEMENTS" project will not change fees currently paid by property owners in the area.

ADOPTED THIS 27th **DAY OF** June**, 2007**

BOARD OF STORMWATER MANAGEMENT

BY: ______________________________
Greg Meszaros, Chairman

BY: John Suarez
John Suarez, Member

BY: Regina A. Kostoff
Regina A. Kostoff, Member

NEUHAUS/ LATHROP/ OLLADALE NETWORK CONNECTION – WATER MAIN EXTENSION
RESOLUTION NO. 1678-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of approximately 1,100 LF of 6-inch water main and all other appurtenances and work as necessary for the water main extension project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "NEUHAUS/ LATHROP/ OLLADALE NETWORK CONNECTION – WATER MAIN EXTENSION"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

States there is a cost of $10,000 for the purchase of easements associated with this project.

Declares the engineer's estimate of the project's total cost is $62,000.00

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 27th DAY OF June, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

Attachment "A"

Property Acquisition Sheet

Neuhaus/Lathrop/Olladale Network Connection - Water Main Extension

PARCEL NO.	OWNER	PROPERTY ADDRESS	SHEET NUMBERS (project plans)	SOURCE OF TITLE DEED RECORD NUMBER	WATER EASEMENT (SQ. FT.)	TEMPORARY EASEMENT (SQ. FT.)	REMARKS	EASEMENT DOCUMENT NUMBER
1	Jan M. Darling	2032 Neuhaus Drive		91-014038	3,300	0		
2	First Church of the Nazarene	3515 East State Boulevard		Deed Book 71 Page 1063	3,400	0		
3	Indiana Wayne Lodge No. 14, Inc.	2121 Olladale Drive		Deed Book 577 Page 368	7,480	0		

STREET LIGHT RESOLUTION

NUMBER 311-07

ABOITE, NORTHEAST, MILLSTONE AND HEARTHSTONE ANNEXED AREAS

STREET LIGHT IMPROVEMENT

The Board of Public Works of the City of Fort Wayne, Indiana, hereby deems it necessary to separate underground street light and private lighting systems at 18 intersections in ABOITE; 13 intersections in NORTHEAST; 1 intersection in MILLSTONE; and 1 intersection in HEARTHSTONE annexed areas, in accordance with the plans and specifications on file in the office of the Board of Works of the city of Fort Wayne, Indiana, and such lighting is now ordered. This improvement is ordered pursuant to the applicable Indiana Statutes.

This project is funded 100% by CEDIT ANNEXATION Funds. All proceedings and any work done in the said lighting assessment of property and collections of assessments shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff – Chair

John Suarez
John Suarez – Member

Ryan P. Chasey
Ryan P. Chasey -Member

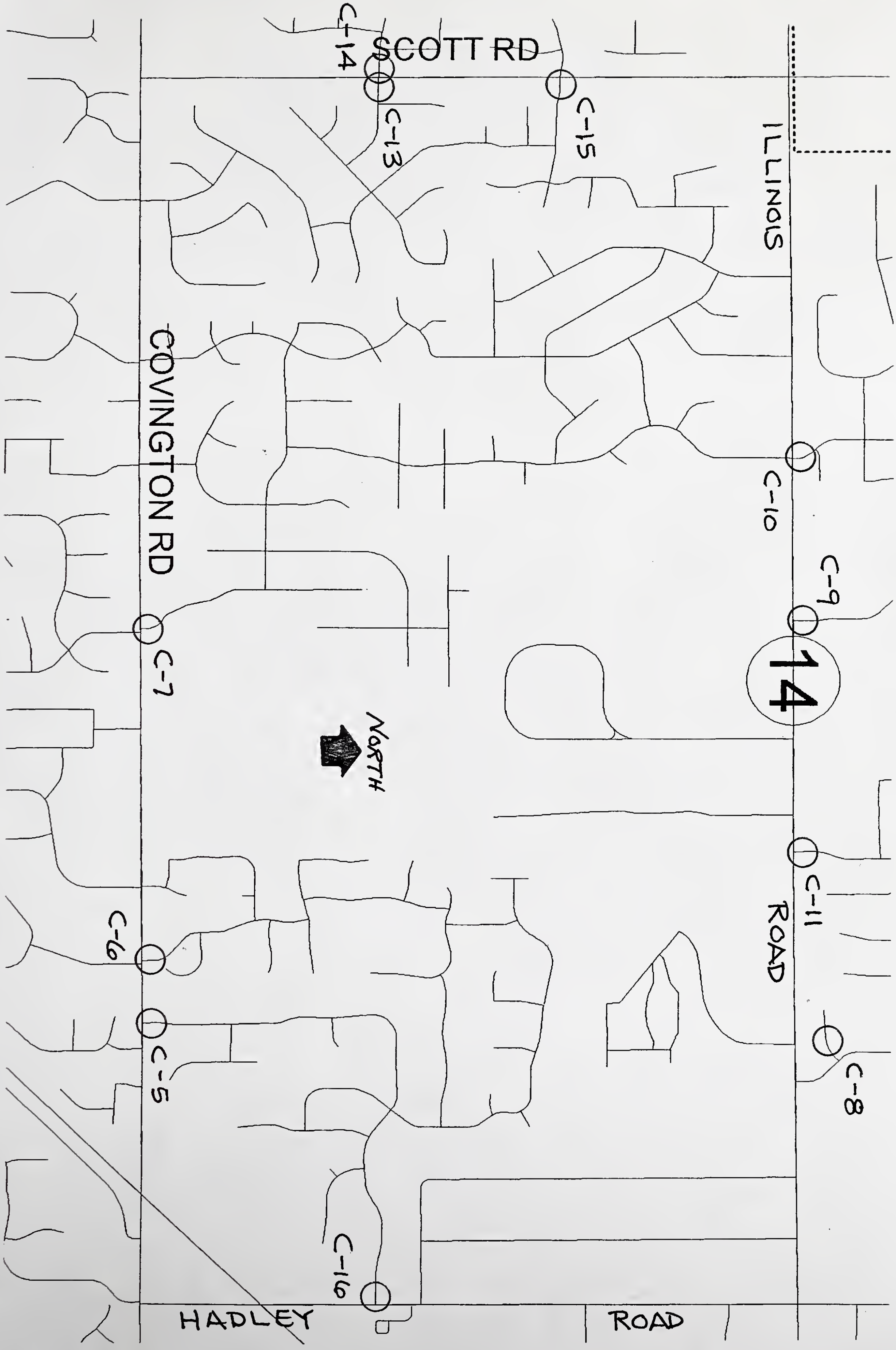
ATTEST:

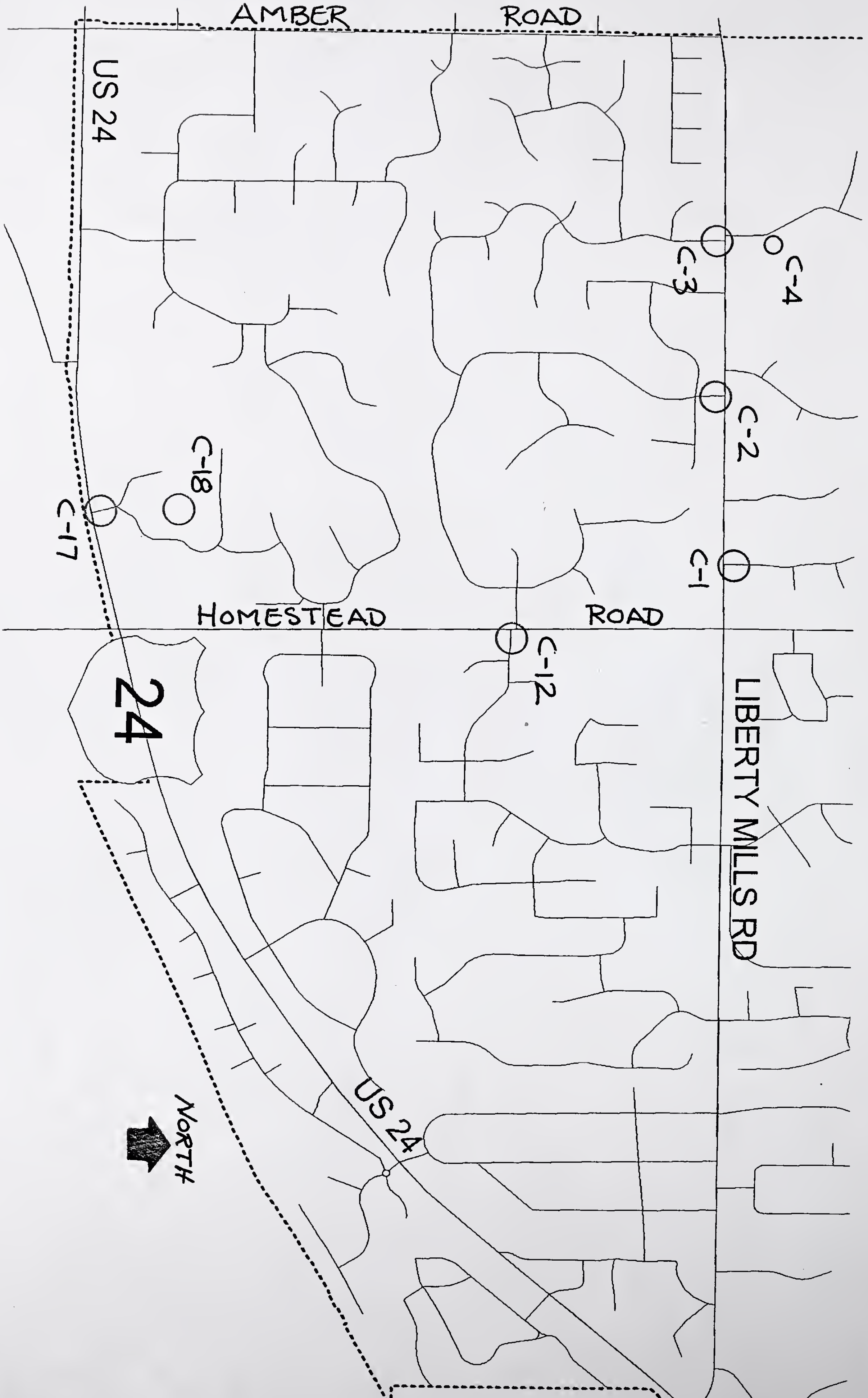
Marilyn Huth
Marilyn Huth – Clerk

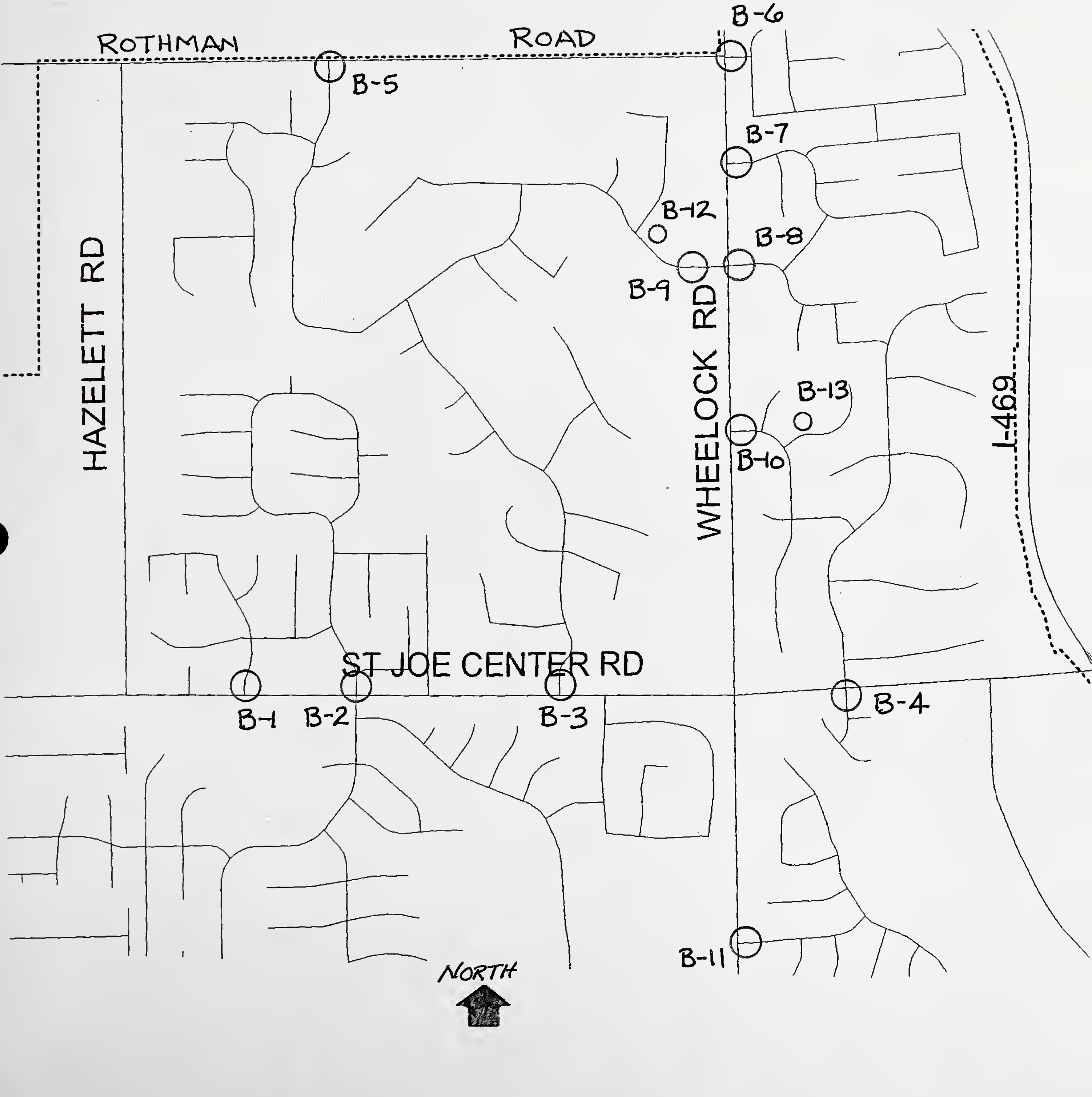
Dated this 27th day of June, 2007

S:\Project Files\Active\Aboite-NE-Millstone-Hearthstone Annex Areas - 311-07\Improvement Resolution - Aboite-NE-Millstone-Hearthstone-Annexed Areas.doc

Wallen Rd. & Hunters Knoll Run	A-1
Wallen Rd. & Medallion Run	A-2
St Joseph Ctr. Rd. & Prestwick Run	B-1
St Joseph Ctr. Rd. & Running Brook La.	B-2
St Joseph Ctr. Rd. & Cherry Hill Pkwy.	B-3
St Joseph Ctr. Rd. & Creek Mill Run	B-4
Rothman Rd. & Hawksnest Trl.	B-5
Wheelock Rd. & Rothman La	B-6
Wheelock Rd. & Monique Dr.	B-7
Wheelock Rd. & 9300 Greyhawk Dr.	B-8
Wheelock Rd. & Greyhawk Dr.	B-9
Wheelock Rd. & Treasure Cv.	B-10
Wheelock Rd. & Mill Ridge Run	B-11
9100 Greyhawk Dr.	B-12
9415/9421 Trellis Cv.	B-13
Liberty Mills Rd. & Hopkinton Dr.	C-1
Liberty Mills Rd. & Middle Grove Rd.	C-2
Liberty Mills Rd. & Eagle Creek Dr.	C-3
5626/5732 Abbeyhill Rd.	C-4
Covington Rd. & Ladue La.	C-5
Covington Rd. & Fountain Blvd.	C-6
Covington Rd. & Bluewater Trl.	C-7
Butterstone Court	C-8
Illinois Rd. & Autumn Ridge La.	C-9
Illinois Rd. & Timberlake Trl.	C-10
Illinois Rd. & River Oak Run	C-11
Homestead Rd. & Sheffield Way	C-12
Scott Rd. & 10100 Greenoak Blvd	C-13
Scott Rd. & 10200 Greenoak Blvd.	C-14
Scott Rd. & White Cedar Rd.	C-15
Hadley Rd. & Inverness Lakes Dr.	C-16
US 24 & Wintergreen Dr.	C-17
Pine Hollow Addition	C-18


SCOTT RD
C-14
C-13
C-15
ILLINOIS
COVINGTON RD
C-10
C-9
14
C-7
NORTH
C-11
ROAD
C-6
C-5
C-8
C-16
HADLEY
ROAD


AMBER ROAD
US 24
C-3
C-4
C-2
C-18
C-17
C-1
HOMESTEAD ROAD
C-12
24
LIBERTY MILLS RD
US 24
NORTH


ROTHMAN ROAD
B-6
B-5
B-7
B-12
B-8
B-9
HAZELETT RD
WHEELOCK RD
I-469
B-13
B-10
ST JOE CENTER RD
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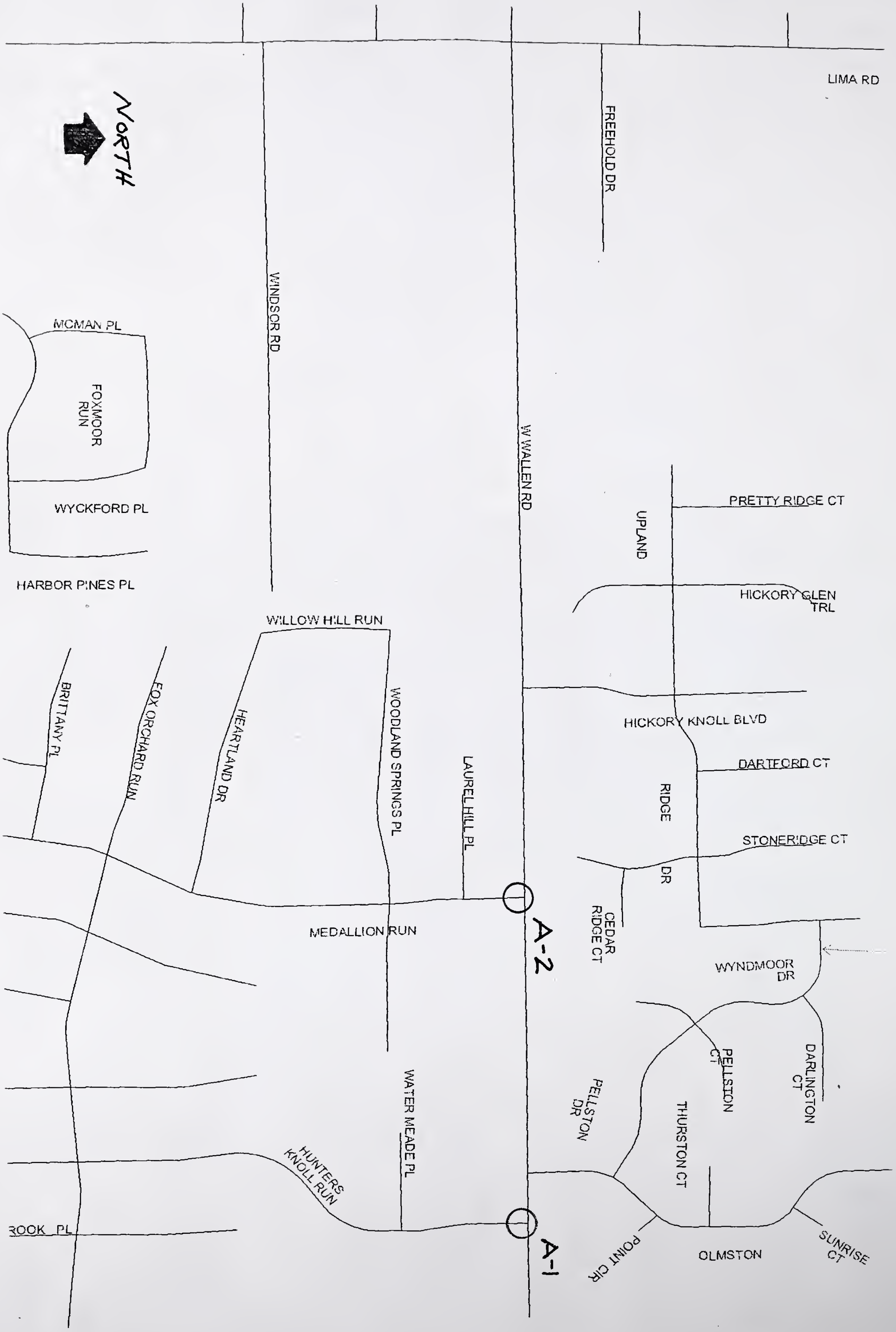
B-2
B-3
B-4
B-11
NORTH


NORTH
LIMA RD
FREEHOLD DR
WINDSOR RD
W WALLEN RD
MCMAN PL
FOXMOOR RUN
WYCKFORD PL
HARBOR PINES PL
PRETTY RIDGE CT
UPLAND
HICKORY GLEN TRL
WILLOW HILL RUN
BRITTANY PL
FOX ORCHARD RUN
HEARTLAND DR
WOODLAND SPRINGS PL
LAUREL HILL PL
HICKORY KNOLL BLVD
DARTFORD CT
RIDGE DR
STONERIDGE CT
CEDAR RIDGE CT
A-2
MEDALLION RUN
WYNDMOOR DR
PELLSTON CT
DARLINGTON CT
PELLSTON DR
WATER MEADE PL
THURSTON CT
HUNTERS KNOLL RUN
ROOK PL
A-1
POINT CIR
OLMSTON
SUNRISE CT

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: July 11, 2007

RE: 2006 Street Department Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,500.00 to be paid from the proceeds of the 2006 Street Department Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Wells Fargo Bank, N.A.	1,500.00
Total for Payment Requests	**$ 1,500.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

July 11, 2007
Date

24

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: July 11, 2007

RE: 2006 Computer Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $916.60 to be paid from the proceeds of the 2006 Computer Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

DELL Marketing L.P.	PR #24		916.60
		Total for Payment Request	**$ 916.60**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

July 11, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: July 11, 2007

RE: 2005 Fort Wayne Municipal Building Corp - Fire Stations #18 & #19

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $10,296.00 to be paid from the proceeds of the 2005 FWMBC - Fire Stations #18 & #19 which are held in an escrow at Wells Fargo Corporate Trust Services.

Robert E. Crosby	PR #43	10,296.00
	Total for Payment Requests	**$ 10,296.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

July 11, 2007
Date

2X

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: July 11, 2007

RE: 2007 Street Equipment Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $76,895.00 to be paid from the proceeds of the 2007 Street Equipment Lease Financing which are held in an escrow at Suntrust Bank.

Payment Request #2

Macdonald Machinery	76,895.00
Total for Payment Requests	**$ 76,895.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

July 11, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: July 11, 2007

RE: 2007 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $22,806.01 to be paid from the proceeds of the 2007 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #8

Tessco	801.33
Ziebart	1,030.00
Motorola	17,516.00
Barney's Auto Electric	3,458.68
Total for Payment Requests	**$ 22,806.01**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

July 11, 2007
Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: July 2, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$1,140,232.00.** These payments will be made using the 2005 State Revolving Funds. These expenses are for the WPCP Primary Clarifiers project - W.O. 74742, the Parkerdale Sanitary Sewer project – W.O. 74750 and the WPCP Dechlorination project – W.O. 75003.

Draw #126	Barton Malow Co.	$ 1,086,789.00
Draw #127	Geiger Developing & Tower Bank	50,295.00
Draw #128	CH2M Hill	3,148.00
	Total SRF Payments	**$ 1,140,232.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

July 11, 2007

Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: June 29, 2007

RE: Water SRF (STATE REVOLVING FUNDS) - **2006**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$73,773.00.** These payments will be funded with the 2006 Waterworks State Revolving Fund loan. These expenses are for construction services for the Colonial Heritage water main replacement and professional services for the North Pump Station and the St. Joe Pump Station.

Draw #20	All Star Construction and Lake City Bank	$ 53,751.00
Draw #21 & #22	CH2M Hill	20,022.00
Total SRF Payments		**$ 73,773.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

July 11, 2007

Date

IMPROVEMENT RESOLUTION NO. 7153-07

MISCELLANEOUS CONSTRUCTION PACKAGE A - 07
WORK ORDER NO. 12006

CEDIT NEIGHBORHOOD/REVOLVING BARRETT LAW

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve: 625 Choctaw Pass; 11319 Oxnard Court; NW corner of Choctaw Pass and Coldwater Road; 7236 Bradford Drive; 5030 Mosskey Court; 1124 St. Joe River Drive; 3223 Hobson Road; 2115 & 2109 Skyhawk Drive; 4105 Oakhurst Drive; 3810 Hastings Road; 3232 River Forest Drive; 6533 Monarch Drive; 1230 Lynn Avenue; 5618 Countess Drive; 7434 Valley Meadows Drive; 1729 Lofton Way; SW corner of Washington Blvd. and University Street; NW corner of Superior St. and Lafayette St.; NW corner of Washington Blvd. and Lafayette St.; 1401 Main St.; 823 Home Av.; 825 Packard Av.; 1302 Rudisill Blvd.; 4801 Calhoun St.; 310 West Dewald St.; 3202 Chestnut St.; SE corner of Harrison St. and Packard Av.; 7526 Gathings Dr.; SE corner of Maumee Blvd. and McColloch St.; and 906 & 912 Hanover St. and 1420 E. Wayne St.; 1801 Cherokee; 6410 & 6330 Post Brook.

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for curbs, walks, and drives shall be assessed 60% on the real estate abutting on said improvements and 40% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement and the cost for ramps and wingwalks shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 11th day of July, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

20

ESTIMATE OF QUANTITIES

PROJECT: Misc. Package A-07
DATE: 6/28/2007
BID DATE:

RES. NO.: 7153-07
W.O. NO.: 12006

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1	Removal of Concrete Pavement	95	SY	6.00	570.00
2	Cement Concrete Pavement, Plain, 6 in, (7 Bag Mix W/Superplasticizer) (including Type I-A Curb)	95	SY	35.00	3325.00
3	Removal of Concrete	1048	SY	5.50	5764.00
4	Curb Removal	851.5	LF	4.00	3406.00
5	Concrete Sidewalk (4")	629	SY	25.00	15725.00
6	Concrete Curb Type III	208	LF	15.00	3120.00
7	Concrete Curb Type I-B	392	LF	15.00	5880.00
8	Concrete Curb Type II-B	6	LF	15.00	90.00
9	Concrete Curb Type II-A	17	LF	15.00	255.00
10	Concrete Pavement for Commercial Drive	30	SY	35.00	1050.00
11	Concrete Pavement for Residential Drive	276	SY	34.00	9384.00
12	Adjust Casting to Grade	9	EA	150.00	1350.00
13	Concrete Wingwalks ADA Ramps	37	SY	38.00	1406.00
14	Adjust Water Curb Box to Grade (Undistributed)	2	EA	50.00	100.00
15	Type "A" Signs	27	EA	55.00	1485.00
16	Topsoil	228	TON	14.00	3192.00
17	Seed & Mulch	687	SY	2.00	1374.00
18	Backfill for Behind Curbs	44	TON	3.00	132.00
19	Bed Coarse	251	TON	12.00	3012.00
20	Mobilization & Demobilization	1	LS	7000.00	7000.00
21	Maintenance of Traffic	1	LS	5500.00	5500.00
22	Fertilize Tree	15	EA	50.00	750.00
23	Grind Tree Roots	5	EA	175.00	875.00
24	Underdrain, 6" Perforated Plastic, Group "K" Includes Coarse Aggregate, No. 8	215	LF	8.00	1720.00
25	Compacted Aggregate for Base Type "O" No. 53 Stone	22	TON	11.00	242.00
26	Common Excavation	10.5	CY	150.00	1575.00
27	Concrete Curbface Walk	67	SY	32.00	2144.00
28	Arrow Board	14	Days	125.00	1750.00
29	Linear Grading	85	LF	20.00	1700.00
30	Pipe, CMP, Circular, 12in	20	LF	40.00	800.00

21

31	Pipe End Section, 12 in	2	EA	200.00	400.00

SUB-TOTAL:	85076.00
E&I @16%	13612.16
TOTAL:	**98688.16**

IMPROVEMENT RESOLUTION NO. 7154-07

TOWPATH TRAIL, PHASES IIA and IIIB, CONSTRUCTION
WORK ORDER NO. 11947

RESOLVED BY THE BOARD OF WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:

The Towpath Trail, a 6 mile, multiuse trail that will connect the existing 23-mile Rivergreenway to the trails planned in Aboite Township by Aboite New Trails, Inc. The Towpath Trail is divided into four phases. Phase IIA is approximately 2,189 lineal feet and will run from the intersection of Ardmore Avenue and Taylor Road to just north of Covington Road. Phase IIIB is approximately 1,095 lineal feet and will be a continuation of Phase IIIA, which is already constructed, from just east of the intersection of Taylor Street and Woodhill Drive to just east of Engle Road. The project also includes storm sewer improvements along Geneva Street and Stoner Drive.

All in accordance with details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by the City of Fort Wayne and by a donation from the Foellinger Foundation of $150,000.

Adopted this 18th day of July, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES AND PROBABLE CONSTRUCTION COST

PROJECT: TOWPATH TRAIL - PHASE II-A and III-B **RES. NO.: 7154-07**
Cost Estimate based on Bid Tab **W.O. NO.: 11947**

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
BASE BID ITEMS - PHASE II-A					
1	CLEARING RIGHT OF WAY - PHASE II-A	1.00	LS	8,900.00	8,900.00
2	EXCAVATION, COMMON	1,450.00	CYS	20.00	29,000.00
3	BORROW	695.00	CYS	20.00	13,900.00
4	TEMP. EROSION CONTROL, PERIMETER PROTECTION	3,614.00	LFT	1.50	5,421.00
5	TEMP. EROSION CONTROL, DITCH INLET PROTECTION	24.00	EA	55.00	1,320.00
6	COMPACTED AGGREGATE, No. 53	902.00	TON	15.00	13,530.00
7	HMA, SURFACE, TYPE A	135.00	TON	65.00	8,775.00
8	HMA, INTERMEDIATE, TYPE A	270.00	TON	60.00	16,200.00
9	ASPHALT FOR TACK COAT	1.00	TON	300.00	300.00
~~10~~	~~HMA FOR APPROACHES, TYPE A~~	~~10.00~~	~~TON~~	~~0.00~~	~~0.00~~
11	HMA FOR PATCHING, TYPE A	28.00	TON	100.00	2,800.00
12	CEMENT CONCRETE PAVEMENT FOR APPROACHES, 6 IN	150.00	SYS	75.00	11,250.00
13	MULCHED SEEDING	5,633.00	SYS	0.75	4,224.75
14	MOBILIZATION AND DEMOBILIZATION FOR SEEDING	1.00	EA	200.00	200.00
15	12 IN, HDPE	2,485.00	LFT	25.00	62,125.00
16	30 IN X30 IN INLET, W/ BEEHIVE CASTING	24.00	EA	1,200.00	28,800.00
~~17~~	~~4' MANHOLE, W/ 4" FRAME AND GRATE~~	~~1.00~~	~~EA~~	~~0.00~~	~~0.00~~
18	STRUCTURE BACKFILL	1,940.00	CYS	27.00	52,380.00
19	ADJUST CASTING TO GRADE	3.00	EA	250.00	750.00
20	MAINTAINING TRAFFIC	1.00	LS	2,500.00	2,500.00
21	SIGN, SHEET, ENCAPSULATED LENS W/ LEGEND 0.080 IN. THICKNESS	16.00	SFT	52.00	832.00
22	SIGN POST, SQUARE, TYPE 2, REINFORCED ANCHOR BASE	48.00	LFT	9.50	456.00
23	LINE, PAINT, BROKEN, YELLOW, 4 IN.	466.00	LFT	0.50	233.00

ESTIMATE OF QUANTITIES AND PROBABLE CONSTRUCTION COST

PROJECT: TOWPATH TRAIL - PHASE II-A and III-B **RES. NO.: 7154-07**
Cost Estimate based on Bid Tab **W.O. NO.: 11947**

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
24	LINE, THERMOPLASTIC, SOLID, WHITE, 12 IN.	48.00	LFT	1.00	48.00
25	BOLLARDS, CONCRETE	12.00	EA	125.00	1,500.00
26	GEOGRID, BX-1100 (UNDISTRIBUTED QUANTITY)	1,475.00	SYS	4.00	5,900.00
27	COMPACTED AGGREGATE, No. 53 (UNDISTRIBUTED QUANTITY)	490.00	TON	20.00	9,800.00
28	MODIFIED RAMP, CONCRETE	160.00	SYS	35.00	5,600.00
29	BOLLARDS, COLLAPSABLE	6.00	EA	300.00	1,800.00
30	AUDIO/VIDEO SURVEY	1.00	LS	1,500.00	1,500.00
31	ORNAMENTAL FENCE	100.00	LFT	50.00	5,000.00
32	CONSTRUCTION ENGINEERING - PHASE II-A	1.00	LS	6,000.00	6,000.00
33	MOBILIZATION AND DEMOBILIZATION - PHASE II-A	1.00	LS	15,600.00	15,600.00
34	WORK ALLOWANCE	1.00	LS	10,000.00	10,000.00
	SUBTOTAL BASE BID - PHASE II-A:				326,644.75

MANDATORY IF ORDERED WORK BID ITEMS - PHASE III-B

35	EXCAVATION, COMMON	950.00	CYS	20.00	19,000.00
36	BORROW	115.00	CYS	20.00	2,300.00
37	TEMP. EROSION CONTROL, PERIMETER PROTECTION	1,174.00	LFT	1.50	1,761.00
38	TEMP. EROSION CONTROL, DITCH CHECK STRAW BALE	120.00	LFT	5.00	600.00
39	COMPACTED AGGREGATE, No. 53	550.00	TON	15.00	8,250.00
40	HMA, SURFACE, TYPE A	81.00	TON	65.00	5,265.00
41	HMA, INTERMEDIATE, TYPE A	163.00	TON	60.00	9,780.00
42	ASPHALT FOR TACK COAT	1.00	TON	300.00	300.00
43	HMA FOR APPROACHES, TYPE A	22.00	TON	100.00	2,200.00
44	MULCHED SEEDING	2,650.00	SYS	0.75	1,987.50

ESTIMATE OF QUANTITIES AND PROBABLE CONSTRUCTION COST

PROJECT: TOWPATH TRAIL - PHASE II-A and III-B **RES. NO.: 7154-07**
Cost Estimate based on Bid Tab **W.O. NO.: 11947**

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
45	~~COMPACTED AGGREGATE No. 12, SHOULDERS -(Phase II-A and III-B)~~	~~317.00~~	~~TON~~	~~0.00~~	0.00
46	~~COMPACTED AGGREGATE No. 53, SHOULDERS-(Phase II-A and III-B)~~	~~377.00~~	~~TON~~	~~0.00~~	0.00
47	RIP-RAP	3.00	TON	24.00	72.00
48	GEOTEXTILE	14.00	SYS	7.00	98.00
49	AGGREGATE, NO 8, FOR UNDERDRAINS	35.00	TON	20.00	700.00
50	8 IN, TYPE 4, PIPE	450.00	LFT	7.00	3,150.00
51	12 IN, HDPE	20.00	LFT	25.00	500.00
52	15 IN, HDPE	31.00	LFT	30.00	930.00
53	PIPE END SECTION, 4:1, 12 IN	2.00	EA	105.00	210.00
54	PIPE END SECTION, 6:1, 15 IN	1.00	EA	200.00	200.00
55	PIPE END SECTION, 4:1, 15 IN	1.00	EA	150.00	150.00
56	UNDERDRAIN END SECTION, 8"	2.00	EA	225.00	450.00
57	STRUCTURE BACKFILL	4.00	CYS	27.00	108.00
58	LINE, PAINT, BROKEN, YELLOW, 4 IN.	265.00	LFT	0.50	132.50
59	GEOGRID, BX-1100 (UNDISTRIBUTED QUANTITY)	790.00	SYS	4.00	3,160.00
60	COMPACTED AGGREGATE, No. 53 (UNDISTRIBUTED QUANTITY)	265.00	TON	20.00	5,300.00
61	CLEARING RIGHT OF WAY - PHASE III-B	1.00	LS	2,000.00	2,000.00
62	CONSTRUCTION ENGINEERING - PHASE III-B	1.00	LS	1,350.00	1,350.00
63	MOBILIZATION AND DEMOBILIZATION - PHASE III-B	1.00	LS	3,500.00	3,500.00
	SUBTOTAL MANDATORY IF ORDERED WORK BID ITEMS - PHASE III-B:				73,454.00

TOTAL AMOUNT BASE BID + MANDATORY IF ORDERED WORK BID ITEMS:	$400,098.75

The contract award will based on the total amount of the Base Bid and Mandatory If Ordered Work Bid Items.

IMPROVEMENT RESOLUTION NO. 7156-07

ALLIGER STREET IMPROVEMENTS
WORK ORDER NO. 12003

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: The north side of Alliger St. from Anthony Blvd. to Fletcher Ave. by reconstructing the curbs, sidewalks, drive approaches, yardwalks and street lights. Also to reconstruct the curb ramps at the intersection of Anthony Blvd. and Alliger St. and the intersection of Fletcher Ave. and Alliger St.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 18th day of July, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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ESTIMATE OF QUANTITIES

PROJECT: Alliger St. Improvements RES. NO.: 7156-07

DATE:7/12/2007 W.O. NO.: 12003

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Curb	300	LF	6.00	1800.00
2.	Removal of Concrete	345	SY	6.00	2070.00
3.	Concrete Curb Type III	300	LF	12.00	3600.00
4.	Concrete Sidewalk (4")	200	SY	24.00	4800.00
5.	Concrete Wingwalk & Ramps (6")	100	SY	40.00	4000.00
6.	Concrete Pavement For Residential Drives (6")	18	SY	25.00	450.00
7.	Concrete Pavement For Alley Approach (8")	25	SY	30.00	750.00
8.	Bed Coarse Material	60	TON	10.00	600.00
9.	Backfill For Behind Curbs	20	TON	6.00	120.00
10.	Top Soil	40	TON	15.00	600.00
11.	Mulched Seeding	250	SY	2.00	500.00
12.	Water Valves Adjusted To Grade	3	EA	35.00	105.00
13.	Install 16' Pole & T.C. Fixture	4	EA	1000.00	4000.00
14.	Trench / Backfill	265	LF	1.30	344.50
15.	Push / Bore	45	LF	7.00	315.00
16.	Install Conduet in Trench	65	LF	2.00	130.00
17.	Install Wire	400	LF	3.00	1200.00
18.	Install Riser Assembly	1	EA	175.00	175.00
19.	Install I.D. Tag	4	EA	4.00	16.00
20.	Construction Signs Type "A"	4	EA	85.00	340.00
21.	Mobilization and Demobilization	1	LS	3000.00	3000.00
22.	Maintenance of Traffic	1	LS	2000.00	2000.00

SUB-TOTAL:	30915.50
E&I @25%	7728.88
TOTAL:	**$38,644.38**

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: July 25, 2007

RE: 2007 Street Equipment Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $500.00 to be paid from the proceeds of the 2007 Street Equipment Lease Financing which are held in an escrow at Suntrust Bank.

SunTrust Bank	Corporate Trust Fee	500.00
	Total for Payment Requests	**$ 500.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

July 25, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: July 25, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $3,925.00 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at U.S. Bank Corporate Trust Services/LaSalle Bank.

Sturtz Public Management Group	Req #21	3,925.00
	Total for Requests	**$ 3,925.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

July 25, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: July 25, 2007

RE: 2007 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $97,107.80 to be paid from the proceeds of the 2007 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #9

AIRLINX Communications, Inc.	4,227.00
Emergency Radio Service	92,880.80
Total for Payment Requests	**$ 97,107.80**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

July 25, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: July 25, 2007

RE: 2007 PSAC Furniture Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $76,320.00 to be paid from the proceeds of the 2007 PSAC Furniture Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Requests #1

Laser Shot Inc.	76,320.00
Total for Payment Requests	**$ 76,320.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

July 25, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: July 25, 2007

RE: 2006 Computer Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $5,387.24 to be paid from the proceeds of the 2006 Computer Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

DELL Marketing L.P.	PR #25	5,387.24
	Total for Payment Request	**$ 5,387.24**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

July 25, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: July 25, 2007

RE: 2006 Financial System Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $11,106.96 to be paid from the proceeds of the 2006 Financial System Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Tyler Technologies	PR #13	11,106.96
	Total for Payment Requests	**$ 11,106.96**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

July 25, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: July 25, 2007

RE: 2003 Fort Wayne Municipal Building Corp - First Mortgage Refunding Bonds

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,500.00 to be paid from the proceeds of the 2003 FWMBC - First Mortgage Refunding Bonds which are held in an escrow at Wells Fargo Corporate Trust Services.

Wells Fargo	Trustee Fee	1,500.00
	Total for Payment Requests	**$ 1,500.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

July 25, 2007
Date

X

#94-7-25-07-1

RESOLUTION OF THE BOARD OF PUBLIC WORKS

WHEREAS, on August 14, 1996 the Board of Public Works accepted an 8" force main adjacent on the North side of St. Joe Center Road and the West side of Wheelock Road for the purpose of conveying sanitary sewage from the Cherry Hill Lift Station to the St. Joe Interceptor, and

WHEREAS, on April 27, 2005 the Board of Public Works accepted improvements made to the Cherry Hill Lift Station for the installation and restoration of pumping and piping necessary to change the destination of the sewage from the Cherry Hill Lift Station from the St. Joseph Sewer Basin to the North Maumee Sewer Basin, and consequently the use of said force main described above has been abandoned by City Utilities and

WHEREAS, the Cherry Hill Office Park, LLC has proposed the construction of an Office Park, and

WHEREAS, the topography of said new facilities cannot be served by existing gravity sanitary sewer, and

WHEREAS, the Cherry Hill Office Park, LLC has requested that it now be allowed to pump sewage through the aforementioned abandoned force main to the City of Fort Wayne sanitary system.

NOW THEREFORE BE IT RESOLVED that the Board of Public Work hereby authorizes Cherry Hill Office Park, LLC to use said abandoned force main from the lift station; thence 630± East along the North line of St. Joe Center Road; thence 220± North along the West line of Wheelock Road and said force main to be used by Cherry Hill Office Park, LLC is to be 850± feet with the condition that said Cherry Hill Office Park, LLC shall be solely responsible for the maintenance of the force main and shall obtain any necessary approvals from other agencies of entities that may be involved in the use of said force main.

Passed this 25th day of July, 2007

BOARD OF PUBLIC WORKS

By Regina A. Kostoff
Regina A. Kostoff, Chair

By John Suarez
John Suarez, Member

By Ryan P. Chasey
Ryan P. Chasey, Member

By
Roger L. Delagrange
Cherry Hill Office Park, LLC

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

This instrument prepared by:
Kristine M. Degabriele, Associate City Attorney

ACKNOWLEDGEMENT

STATE OF INDIANA)
) **SS**
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared **Roger L. Delagrange** as **Owner** of **Cherry Hill Office Park, LLC** and acknowledged the execution of the foregoing Contract as and for **his** voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 16 day of July 2007.

MARION L. ROBINSON
Notary Public, State of Indiana
County of Allen
My Commission Expires Feb 12, 2009

My Commission Expires: ______________________

Notary Public
Resident of Allen County
Marion L. Robinson
Printed Name of Notary

ACKNOWLEDGEMENT

STATE OF INDIANA)
) **SS**
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared **Regina A. Kostoff, Chair, John Suarez and Ryan P. Chasey**, as Members of the Board of Public Works of the City of Fort Wayne, and **Marilyn Huth**, Clerk of the Board of Works and acknowledged the execution of the foregoing Contract as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this ______ day of ____________________ 2007.

____
Notary Public
Resident of ______________ County
____
Printed Name of Notary

My Commission Expires: ______________________

HUESTIS-MAPLE AREA PARTIAL SEWER SEPARATION PROJECT
RESOLUTION NO. 1691-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

> Orders the Installation of approximately 5,600 L.F. of 12-inch to 42-inch diameter storm sewers, and all other appurtenances and work necessary in an area generally bounded by Scott Ave. on the north, Broadway St. on the east, Park Ave. on the south, and St. Mary's River on the west.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled "Huestis-Maple Area Partial Sewer Separation".

Declares the cost of the said improvements shall be paid by the funds from the WPC Utility Revenue Bond and Revenue.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

States there is a cost of $ 75,000 for the purchase of property and easements associated with this project.

Declares the engineer's estimate of the project's total cost is $ 1,500,000.00.

Declares this project will not change fees currently paid by property owners in project area.

APPROVED THIS 25th DAY OF July, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY:
Ryan P. Chasey , Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

Attachment "A"

Property Acquisition Sheet

Huestis-Maple Area Sewer Separation Project

PARCEL NO.	OWNER	PROPERTY ADDRESS	SHEET NUMBERS (Plans)	SOURCE OF TITLE DEED RECORD NUMBER	FEE SIMPLE PURCHASE (ACRES)	PERMANENT SEWER EASEMENT (SQ. FT.)	TEMPORARY CONSTRUCTION EASEMENT (SQ. FT.)	REMARKS	EASEMENT DOCUMENT NUMBER
1	Casee Venderley	2626 Thompson Avenue	4-5	204011904	4.98	4,000	2,000	In process of recordation. No number yet. ->	
2	Brian C. and Esmeralda Sharp	1113 Scott Avenue	14	990003175	0	400	0		207011367
3	David A. Durnell, et. al.	2502 Broadway	10	990003175	0	2,800	1,400	In process of recordation. No number yet. ->	
4	Metro Real Estate. Inc.	2520 Broadway	10	202035163	0	4,349	4,357		207010639

IMPROVEMENT RESOLUTION NO. 7157-07

EMERGENCY CONCRETE STREET REPAIRS
WORK ORDER NO. N/A

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: COLDWATER ROAD SOUTH OF ESSEX LANE AND WASHINGTON CENTER ROAD EAST OF DARTMOUTH BY RECONSTRUCTION OF CONCRETE STREET PAVEMENT.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 25th day of July, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Emergency Concrete repairs - (Coldwater S. of Essex Lane) and (Washington Ctn. Rd. east of Dartmouth Drive)

RES. NO.: 7157-07
W.O. NO.: 12043

DATE: 7-25-07
BID DATE: 8-8-07

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	REMOVAL OF CONCRETE	330	SY	$11.00	$3,630.00
2	REMOVAL OF CURB	132	LF	$8.00	$1,056.00
3	CEMENT CONCRETE PAVEMENT, PLAIN, 9 INCHES (7-BAG MIX W/ 2% CALCIUM) (includes J-Bolts)	330	SY	$68.00	$22,440.00
4	CONCRETE CURB TYPE II-A	132	LF	$18.00	$2,376.00
5	COMPACTED AGGREGATE FOR BASE TYPE "O" NO. 53 STONE	64	TON	$22.00	$1,408.00
6	ADJUST CASTING TO GRADE	2	EA	$400.00	$800.00
7	CASTING TYPE I-C (FURNISH AND INSTALL)	1	EA	$425.00	$425.00
8	MAINTENANCE OF TRAFFIC (INCLUDES ALL SIGNS, BARRICADES AND PLASTIC DRUMS)	1	LS	$3,300.00	$3,300.00
9	MOBILIZATION AND DE-MOBILIZATION	1	LS	$2,700.00	$2,700.00

SUB-TOTAL: $38,135.00

TOTAL: **$38,135.00**

2

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: July 25, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$1,043,348.00.** These payments will be made using the 2005 State Revolving Funds. These expenses are for the WPCP Primary Clarifiers project - W.O. 74742 and the WPCP Dechlorination project – W.O. 75003.

Draw #129	Barton Malow Co.	$ 860,138.00
Draw #130 & #132	CH2M Hill	159,721.00
Draw #131 & #133	Donohue & Assoc.	23,489.00
Total SRF Payments		**$ 1,043,348.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

8-1-07

Date

IMPROVEMENT RESOLUTION NO. 7155-07

BLACKHAWK FOREST ADDITION
CONCRETE REPAIRS
WORK ORDER NO. 11992

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **BELLWOOD DRIVE FROM LAYMEYER ROAD TO BLUE RIDGE LANE IN BLACKHAWK FOREST ADDITION. ALSO, THREE ADDITIONAL LOCATIONS IN ARLINGTON PARK (8301 SAGIMORE COURT, 9110 BROCKPORT RUN AND 5612 NORTH ARLINGTON PARKWAY WITH CONCRETE PAVEMENT SPOT REPAIRRS, RECONSTRUCT RESIDENTIAL DRIVE APPROACHES, STORM-SEWER INFRASTRUCTURE IMPROVEMENTS & TOP SOIL WITH MULCHED SEEDING RESTORATION.**

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 1st day of August, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

S:\Project Files\Active\Blackhawk Forest Add Concrete Repairs - 11992 - 7155-07\Improvement Resolution - Arlington Pk - Blackhawk Forest Add Concrete Repairs.doc

ESTIMATE OF QUANTITIES

PROJECT: **Blackhawk Forest Addt. Concrete Street Repairs** RES. NO.: 7155-07

DATE: 7/27/07 W.O. NO.: 11992

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal ofPavement	3045	SY	6.00	18270.00
2.	Removal of Concrete	320	SY	5.00	1600.00
3.	Cement Concrete pavement,Plain 6" Incl."type I-A curb"	3045	SY	26.00	79170.00
4.	Concrete Pavement For Residential Drives (6")	320	SY	24.00	7680.00
5.	Compacted aggregate for base "O" - #53	460	TON	14.00	6440.00
6.	Bed Coarse Material	60	TON	14.00	840.00
7.	Backfill For Behind Curbs	140	TON	10.00	1400.00
8.	Top Soil	110	TON	12.00	1320.00
9.	Mulched Seeding	1180	SY	2.00	2360.00
10.	Underdrain, 6" Perforated Plastic, Group K Pipe (Incl. #8 Aggregate Backfill)	70	LF	10.00	700.00
11.	Water Valves Adjusted To Grade	1	EA	40.00	40.00
12.	Construction Signs Type "A"	10	EA	50.00	500.00
13.	Standard Barricade, Type III with Lights & Signs	6	EA	100.00	600.00
14.	Standard Barricade, Type III	4	EA	70.00	280.00
15.	12" INCH - DIAMETER HDPE OR PVC SDR - 35	446	LF	26.00	11596.00
16.	15" INCH - DIAMETER HDPE OR PVC SDR - 35	305	LF	28.00	8540.00
17.	18" INCH - DIAMETER HDPE OR PVC SDR - 35	205	LF	30.00	6150.00
18.	MANHOLE TYPE II-A	1	EA	3200.00	3200.00
19.	MANHOLE TYPE I-E	8	EA	2500.00	20000.00
20.	INLET TYPE IV-E	4	EA	1500.00	6000.00
21.	REMOVE / REPLACE CASTING	1	EA	900.00	900.00
22.	BACKFILL (#5 - #8 STONE)	1400	CY	21.00	29400.00
23.	REMOVE AND / DISPOSE PIPE, STRUCTURES AND BULKHEAD PIPES	1	LS	2500.00	2500.00
24.	Mobilization and Demobilization	1	LS	10000.00	10000.00
25.	Maintenance of Traffic	1	LS	7000.00	7000.00

SUB-TOTAL:	226486.00
E&I @16%	36237.76
TOTAL:	**$262,723.76**

Revised: 02-13-04

FLAUGH DITCH AREA CIPP
RESOLUTION NO. 2019-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Rehabilitation of approximately 6,606 LF of sanitary sewer by means of a cured-in-place pipe method. There is approximately 4,522 linear feet of medium diameter (15" – 36") CIPP and approximately 2,094 linear feet of small diameter (6" – 15") CIPP

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Flaugh Ditch Area CIPP

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue) and reimbursed by the Menard's TIF.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $402,300.

APPROVED THIS 1st DAY OF August, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

STREET LIGHT RESOLUTION

NUMBER 312-07

ST. PETERS / ZION PROJECT AREA

STREET LIGHT IMPROVEMENT

The Board of Public Works of the City of Fort Wayne, Indiana, hereby deems it necessary to install an underground street light system on 400 – 500 blocks of St. Martins Street, 400 – 600 blocks of East Dewald Street, and 2100 - 2200 blocks of Warsaw Street, in accordance with the plans and specifications on file in the office of the Board of Works of the city of Fort Wayne, Indiana, and such lighting is now ordered. This improvement is ordered pursuant to the applicable Indiana Statutes.

This project is funded by SPZP Inc., At-Large and 5th District CEDIT Funds. All proceedings and any work done in the said lighting assessment of property and collections of assessments shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff – Chair

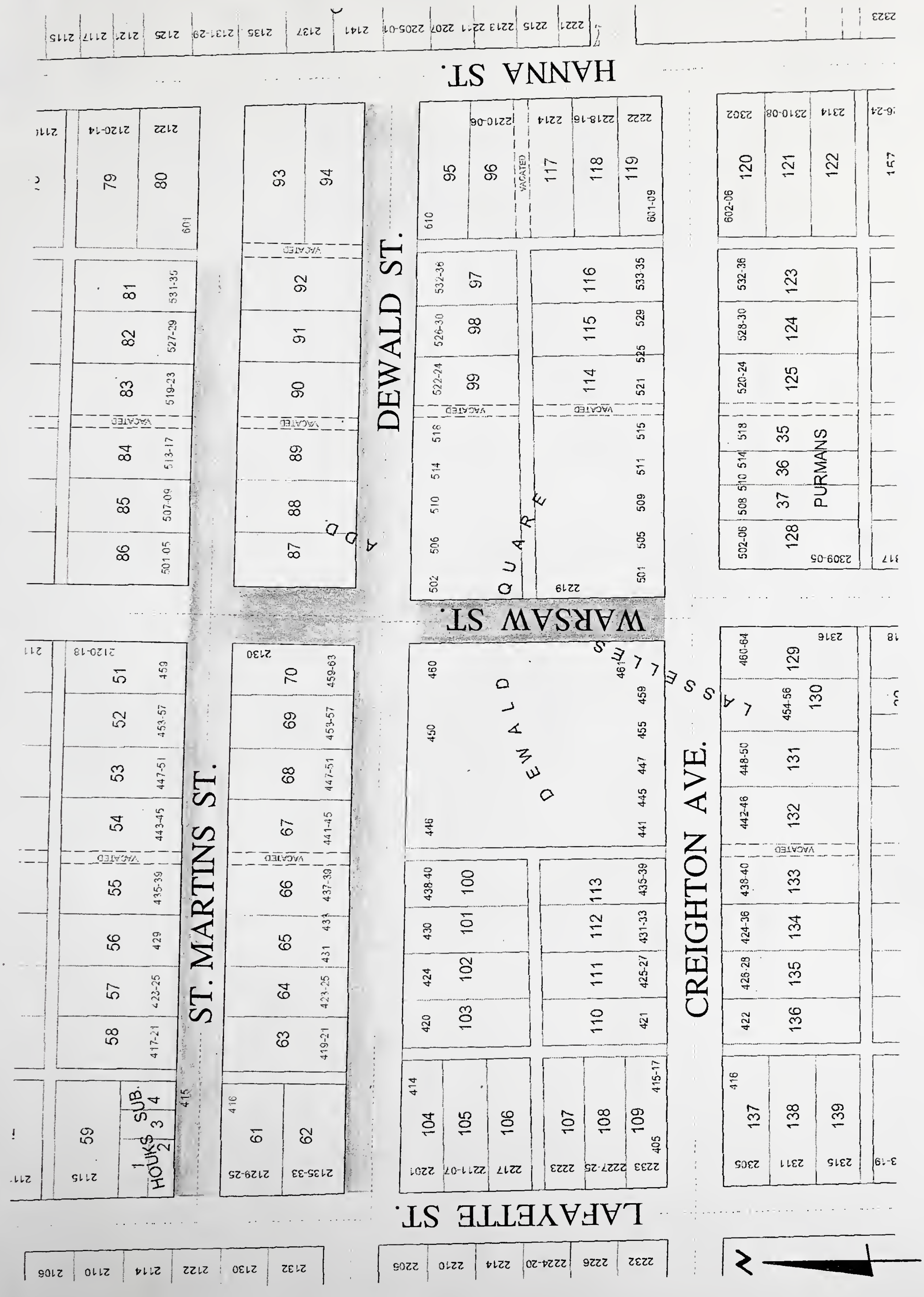
John Suarez
John Suarez – Member

Ryan P. Chasey
Ryan P. Chasey -Member

ATTEST:

Marilyn Huth
Marilyn Huth – Clerk

Dated this 1st day of August, 2007


HANNA ST.
DEWALD ST.
WARSAW ST.
ST. MARTINS ST.
CREIGHTON AVE.
LAFAYETTE ST.
DEWALD SQUARE ADD
LASSELLS
PURMANS
HOUKS SUB.
VACATED

Manhole Rehabilitation in Rothman/Maplecrest Area
RESOLUTION NO. 1955-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Rehabilitation of selected manholes by application of an approved coating system to 28 manholes; raising the casting grade of 3 manholes; and replacing the covers of 16 manholes.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Manhole Rehabilitation in Rothman/Maplecrest Area**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Bond).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $99,000.

APPROVED THIS 8th DAY OF August, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: ______________________
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: August 8, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$48,801.00.** These payments will be made using the 2005 State Revolving Funds. These expenses are for the WPCP Primary Clarifiers project - W.O. 74742 and the WPCP Dechlorination project – W.O. 75003.

Draw #134	Vulcan Industries	$ 9,000.00
Draw #135	Hagerman Inc.	39,801.00
	Total SRF Payments	**$ 48,801.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

8-15-07

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: August 15, 2007

RE: 2007 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $65,582.49 to be paid from the proceeds of the 2007 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Requests #10

DeHaven Chevrolet	15,000.99
Ziebart	1,030.00
Applied Metals & Machine Works	500.00
Kelley Chevrolet	49,051.50
Total for Payment Requests	**$ 65,582.49**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

8-15-07
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: August 15, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,503,373.14 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at U.S. Bank Corporate Trust Services/LaSalle Bank.

Schenkel Shultz	Req #22	7,169.49
Hagerman Construction	Req #22	1,490,731.65
Project Management Resources	Req #22	5,472.00
	Total for Requests	**$ 1,503,373.14**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

8-15-07

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: August 15, 2007

RE: 2006 Financial System Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,500.00 to be paid from the proceeds of the 2006 Financial System Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Wells Fargo Bank, N.A.	1,500.00
Total for Payment Requests	**$ 1,500.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan Chasey, Member

8-15-07
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: August 15, 2007

RE: 2006 Computer Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $20,661.15 to be paid from the proceeds of the 2006 Computer Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

CDW Government	PR #26	15,016.35
Verizon Select Services	PR #26	4,584.80
DELL Marketing L.P.	PR #26	1,060.00
	Total for Payment Request	**$ 20,661.15**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

8-15-07
Date

IMPROVEMENT RESOLUTION NO. 7159-07

STELLHORN & WHEELOCK INTERSECTION
WORK ORDER NO. 11980

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Wheelock Road widening to provide a southbound (S/B) opposing left turn lane, a southbound through traffic lane and a southbound right turn lane for the north approach and a new traffic control signal system for the intersection of Stellhorn Road & Wheelock Road.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 15th day of August, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: STELLHORN ROAD & WHEELOCK ROAD INTERSECTION
RES. NO.: 7159-07
DATE:
W.O. NO.: 11980
BID DATE: SEPTEMBER 5, 2007

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	MOBILIZATION and DEMOBILIZATION	1.00	LSUM	18,100.00	18,100.00
2.	MAINTENANCE OF TRAFFIC	1.00	LSUM	6,000.00	6,000.00
3.	PRODUCTION STAKING	1.00	LSUM	10,000.00	10,000.00
4.	CLEARING OF RIGHT OF WAY	1.00	LSUM	7,200.00	7,200.00
5.	24" STUMP	1.00	EACH	150.00	150.00
6.	REMOVE EXISTING PIPES	3.00	EACH	650.00	1,950.00
7.	MAIL BOX ASSEMBLY, REMOVE AND RESET	1.00	EACH	160.00	160.00
8.	REMOVE AND RELOCATE	1.00	EACH	150.00	150.00
9.	COMMON EXCAVATION	1,600.00	CYS	8.00	12,800.00
10.	BITUMINOUS SURFACE, 11	216.00	TON	50.00	10,800.00
11.	BITUMINOUS BINDER, 8 or 9	650.00	TON	48.00	31,200.00
12.	BITUMINOUS BASE,5	266.00	TON	45.00	11,970.00
13.	BITUMINOUS BASE, 5D	264.00	TON	38.00	10,032.00
14.	ASPHALT FOR TACK COAT	1.00	TON	300.00	300.00
15.	COMPACTED AGGREGATE FOR BASE, NO. 53	396.00	TON	12.00	4,752.00
16.	SURFACE MILLING, ASPHALT	2,610.00	SYS	5.00	13,050.00
17.	CONCRETE CURB, TYPE II-B	1,062.00	LFT	15.00	15,930.00
18.	CEMENT CONCRETE PAVEMENT FOR DRIVEWAYS, 6 IN	70.00	SYS	34.00	2,380.00
19.	CEMENT CONCRETE PAVEMENT FOR DRIVEWAYS, 8 IN	180.00	SYS	38.00	6,840.00
20.	12-INCH DIA, DR 11, HDPE PIPE - HDD INSTALLATION	132.00	LFT	52.00	6,864.00
21.	12-INCH DIA, HDPE PIPE - OPEN TRENCH INSTALLATION	615.00	LFT	55.00	33,825.00
22.	12-INCH DIA,TAPPING SLEEVE & VALVE PREPARATION	1.00	EACH	1,000.00	1,000.00
23.	1-INCH HDPE TEST RISER	2.00	EACH	500.00	1,000.00
24.	12-INCH DIA. 11.25 DEGREE BEND; RESTRAINED JOINT INSTALLATIO	1.00	EACH	1,000.00	1,000.00
25.	12-INCH DIA. 22.5 DEGREE BEND; RESTRAINED JOINT INSTALLATION	1.00	EACH	1,000.00	1,000.00
26.	12-INCH DIA. 45 DEGREE BEND; RESTRAINED JOINT INSTALLATION	2.00	EACH	1,000.00	2,000.00
27.	12-INCH DIA. 90 DEGREE BEND; RESTRAINED JOINT INSTALLATION	1.00	EACH	1,000.00	1,000.00
28.	12-INCH, RSW GATE VALVE AND BOX	1.00	EACH	1,800.00	1,800.00
29.	12-INCH PLUG	1.00	EACH	350.00	350.00
30.	2-INCH HDPE WATER SERVICE, SHORT SIDE	1.00	EACH	900.00	900.00

ESTIMATE OF QUANTITIES

PROJECT: STELLHORN ROAD & WHEELOCK ROAD INTERSECTION
DATE:
BID DATE: SEPTEMBER 5, 2007

RES. NO.: 7159-07
W.O. NO.: 11980

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
31.	FIRE HYDRANT ASSEMBLY, TYPE III (RESTRAINED JOINT TEE)	2.00	EACH	3,500.00	7,000.00
32.	PIPE END SECTION, 12"	3.00	EACH	150.00	450.00
33.	PIPE SAFETY END SECTION, 18"	1.00	EACH	694.00	694.00
34.	PIPE END SECTION, 18"	1.00	EACH	432.00	432.00
35.	PIPE, HDPE, 2" REDUCER	1.00	EACH	75.00	75.00
36.	PIPE, HDPE, 12" DIAMETER	62.00	LFT	125.00	7,750.00
37.	PIPE, RCP, 12" DIAMETER	106.00	LFT	30.00	3,180.00
38.	PIPE, RCP, 15" DIAMETER	336.00	LFT	35.00	11,760.00
39.	PIPE, RCP, 18" DIAMETER	207.00	LFT	40.00	8,280.00
40.	48" MANHOLE W/CASTING	2.00	EACH	2,000.00	4,000.00
41.	2' X 3' INLET W/CASTING	3.00	EACH	1,000.00	3,000.00
42.	30" ROUND INLET W/CASTING	1.00	EACH	1,200.00	1,200.00
43.	18" TRASH RACK	1.00	EACH	2,100.00	2,100.00
44.	12" TRASH RACK	1.00	EACH	1,500.00	1,500.00
45.	CONCRETE OVERFLOW WEIR	1.00	CYS	500.00	500.00
46.	B-BORROW FOR STRUCTURE BACKFILL	320.00	CYS	15.00	4,800.00
47.	SIGNAL SERVICE POINT	1.00	EACH	400.00	400.00
48.	SIGNAL SUPPORT FOUNDATION	4.00	EACH	1,500.00	6,000.00
49.	HANDHOLE, SIGNAL	6.00	EACH	800.00	4,800.00
50.	CONDUIT, STEEL GALVANIZED 2IN	1,400.00	LFT	9.00	12,600.00
51.	SIGNAL SERVICE INSTALL	1.00	EACH	400.00	400.00
52.	CONTROLLER & CABINET	1.00	EACH	10,000.00	10,000.00
53.	CONTROLLER CABINET FOUNDATION, P1	1.00	EACH	800.00	800.00
54.	TRAFFIC SIGNAL HEAD 3 SECTION 12 in. RED, AMBER, GREEN	6.00	EACH	600.00	3,600.00
55.	TRAFFIC SIGNAL HEAD 5 SECTION 12 in. RED, AMBER, GREEN. AMBE	2.00	EACH	1,000.00	2,000.00
56.	SPAN, CATENARY AND TETHER	4.00	EACH	1,200.00	4,800.00
57.	DISCONNECT HANGER	4.00	EACH	300.00	1,200.00
58.	ALUMINUM DETECTOR HOUSING	10.00	EACH	600.00	6,000.00
59.	SAW CUT FOR ROADWAY LOOP AND SEALER	1,250.00	LFT	9.00	11,250.00
60.	36 FT. STEEL STRAIN POLE	4.00	EACH	3,000.00	12,000.00

ESTIMATE OF QUANTITIES

PROJECT: STELLHORN ROAD & WHEELOCK ROAD INTERSECTION
RES. NO.: 7159-07
DATE:
W.O. NO.: 11980
BID DATE: SEPTEMBER 5, 2007

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
61.	SIGNAL CABLE, 2c/16	2,300,00	LFT	1.00	2,300.00
62.	SIGNAL CABLE, 5c/14	275.00	LFT	2.00	550.00
63.	SIGNAL CABLE, 3c/8	60.00	LFT	2.50	150.00
64.	SIGNAL CABLE, 2c/6	200.00	LFT	3.25	650.00
65.	SIGNAL CABLE ROADWAY LOOP, 2C/16	3,700.00	LFT	1.00	3,700.00
66.	EXCAVATION FOR UNDERCUTTING (UNDISTRIBUTED QUANTITY)	100.00	CYS	8.00	800.00
67.	COMPACTED AGGREGATE FOR SUBGRADE #53/#73 (UNDISTRIBUTED	200.00	TON	12.00	2,400.00
68.	TEMPORARY EROSION CONTROL, PERIMETER PROTECTION	1,950.00	LFT	1.75	3,412.50
69.	TEMPORARY EROSION CONTROL, DROP INLET PROTECTION	1.00	EACH	75.00	75.00
70.	TEMPORARY EROSION CONTROL, CURB INLET PROTECTION	6.00	EACH	75.00	450.00
71.	TEMPORARY EROSION CONTROL, CULVERT PROTECTION	3.00	EACH	75.00	225.00
72.	MAST ARM, RELOCATE	1.00	EACH	130.00	130.00
73.	LUMINAIRE MAST ARM, 12 FT	2.00	EACH	643.00	1,286.00
74.	MULCHED SEEDING	5,300.00	SYS	2.00	10,600.00
75.	LINE, THERMOPLASTIC, SOLID, WHITE, 4"	567.00	LFT	0.50	283.50
76.	LINE, PAINT, SOLID, WHITE, 4"	615.00	LFT	0.10	61.50
77.	LINE, THERMOPLASTIC, SOLID, WHITE, 24"	113.00	LFT	5.00	565.00
78.	LINE, THERMOPLASTIC, SOLID, YELLOW, 4"	694.00	LFT	0.50	347.00
79.	LINE, THERMOPLASTIC, SOLID, YELLOW, 8"	994.00	LFT	2.00	1,988.00
80.	LINE, THERMOPLASTIC, BROKEN, YELLOW, 4"	22.00	LFT	0.50	11.00
81.	PAVEMENT MESSAGE MARKING, THERMOPLASTIC, LANE INDICATION	5.00	EACH	75.00	375.00
82.	PAVEMENT MESSAGE MARKING, THERMOPLASTIC, WORD "ONLY"	5.00	EACH	100.00	500.00
83.	LINE, THERMOPLASTIC, SOLID, YELLOW, 12"	178.00	LFT	2.75	489.50
84.	SHEET SIGN, ARROW "ONLY" (R3-5-L)	30.00	SFT	14.50	435.00
85.	SHEET SIGN, ARROW "ONLY" (R3-5-R)	8.00	SFT	14.50	116.00
86.	SHEET SIGN, STREET NAME, "WHEELOCK RD.)"	3.00	SFT	14.00	42.00
87.	SHEET SIGN, STREET NAME, "STELLHORN RD.)"	3.00	SFT	14.00	42.00
88.	SHEET SIGN, " LEFT TURN YIELD ON GREEN" (R10-12)	20.00	SFT	14.00	280.00

SUB-TOTAL: 379,338.00
E&I @16% 60,694.08

TOTAL: 440,032.08

HILLEGAS ROAD PHASE II
(NORTH TO WASHINGTON COURT) –
WATER MAIN EXTENSION
RESOLUTION NO. 2042-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of approximately 860 LF of 12-inch water main, 2 fire hydrants, and all other appurtenances and work as necessary for the water main extension project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "HILLEGAS ROAD PHASE II (NORTH TO WASHINGTON COURT) – WATER MAIN EXTENSION"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not be acquiring any property with this project.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $100,000.00

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 15th DAY OF August, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY:
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

IMPROVEMENT RESOLUTION NO. 2030 - 2007

Flood Control Program : Woodhurst Area
WORK ORDER NO. 80541

RESOLVED BY THE BOARD OF STORMWATER MANAGEMENT OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: flood protection for the Woodhurst and Southwood Neighborhoods by constructing approximately 4020 feet of floodwall and approximately 1800 feet of earthen levee along the east side of the St. Mary's River between Hartman Road and Airport Expressway. The improvements also include storm sewers on the protected side of floodwall/levee and flood fighting staging areas for pumping operations.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Stormwater Management that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 15th day of August, 2007.

BOARD OF STORMWATER MANAGEMENT

Greg Meszaros, Chairman

John Suarez
John Suarez, Member

Regina A. Kostoff
Regina A. Kostoff, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

S:\Project Files\Active\Flood Control Program - Woodhurst - 80541\Improvement Resolution No. 2030-2007 08-01-07 - Flood Control Program - Woodhurst.doc

HOBSON ROAD (STATE BOULEVARD TO VANCE AVENUE) – WATER MAIN REPLACEMENT
RESOLUTION NO. 1578-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of approximately 2,775 LF of 8-inch water main, 51 LF of 6-inch water main, 8 fire hydrants, 8 valves, 59 services, and all other appurtenances and work as necessary for the water main replacement project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "HOBSON ROAD (STATE BOULEVARD TO VANCE AVENUE) – WATER MAIN REPLACEMENT"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (SRF Bond).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not be acquiring any property with this project.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $300,000.00.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 15th DAY OF August, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

EMERGENCY RESOLUTION NUMBER #94-8-22-07-2
3016 SANTA ROSA /1007 EDGEWATER EMERGENCY REPAIR

WHEREAS, an existing 12" VCP sewer line and an existing 15" VCP combination sewer line have collapsed along Santa Rosa and Edgewater Avenue and;

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action, and;

WHEREAS, repair of these sewers is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, Robinson Trenching and Fleming Exc., were invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty Five Thousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repair and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

APPROVED this 22nd day of August ,2007.

BOARD OF PUBLIC WORKS

By__________________________
Regina Kostoff, Chair

By__________________________
Ryan P. Chasey, Member

By John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

3016 SANTA ROSA / 1007 EDGEWATER
SEWER EMERGENCY REPAIR SPECIFICATIONS

SCOPE OF WORK:

This emergency repair shall consist of the following bid:

ITEM NO. 1

Remove and replace 286 LFT (+/-) of existing 12" VCP sanitary sewer line, including any service taps, and remove and replace 82 lft (+/-) of existing 15" VCP combination sewer line, including any service taps, by the pipe bursting method. Remove one brick manhole and replace with a new 48" City of Fort Wayne standard manhole. Place one new 48" City of Fort Wayne standard manhole. The removal and replacement of any signs, if necessary. Soil conditions may be poor. This repair shall include any and/or all costs to complete all work necessary for, but not limited to, supervision, labor, equipment and materials necessary to excavate and remove materials from the jobsite, sheeting, trench stabilization, saw cutting of asphalt or concrete, and/or trench dewatering, bypass pumping, resetting of existing drive pipes, removal, replacement of any and all incoming pipes, proper backfilling and proper compaction, use of flowable fill, pipe bursting, sealing of manholes around the HDPE pipe, repair of manholes, replacement of manholes, restoration of all areas disturbed back to the original or better condition, restore all alley approaches, driveway, curbs, sidewalks, retaining walls. Contractor shall use SDR 17 HDPE (12", ID 11.25") inches and SDR 17 HDPE (18", ID 15.88"). These costs shall include the backfilling of any Pipe Bursting trenches with #73/ #53 stone. These repairs shall also include the costs, if required, to relocate temporarily and or permanently any and all utilities in the construction zone.

CONDITIONS OF WORK:

The contractor awarded the emergency repairs shall be required to provide and comply with the following items:

1. City of Fort Wayne Department of Water Resources, Development Criteria/Standards Manual
2. Payment Bond
3. Contractor shall be responsible for and shall be required to comply with all Local, State and Federal Regulations regarding safety procedures, O.S.H.A. requirements and in particular open construction trench protection and confined space entry.
4. Contractor shall be required and responsible for placing and maintaining temporary barricades.
5. Contractor needs to comply with all E.B.E. requirements through City of Fort Wayne Compliance Office.
6. Contractor shall be responsible for dealing with whatever ground condition exists at the time of construction.
7. Contractor shall be responsible to protect, replace, and or repair all existing utilities in the emergency repair site.

The Contractor is responsible to determine if the temporary removal, relocation, support or bracing of existing items, such as street and traffic signs, power poles, posts, fences, rock gardens, light posts, shrubs, bushes, guard rail, etc., is necessary. Should temporary removal or relocation be necessary, the Contractor shall be responsible to replace or reinstall said items at their original location or at locations designated by the property owners and the Contractor shall restore them to their original or better condition, at no extra cost.

3016 SANTA ROSA / 1007 EDGEWATER
COMBINATION SEWER EMERGENCY REPAIRS

BASE BID:

ITEM NO. 1 All costs to complete all work to pipe burst the existing 286 lft. (+/-) of 12” sanitary sewer line, and 82 lft (+/-) of combination sewer line. Remove and replace all connected pipes, and service laterals.

LUMP SUM **$**____________________

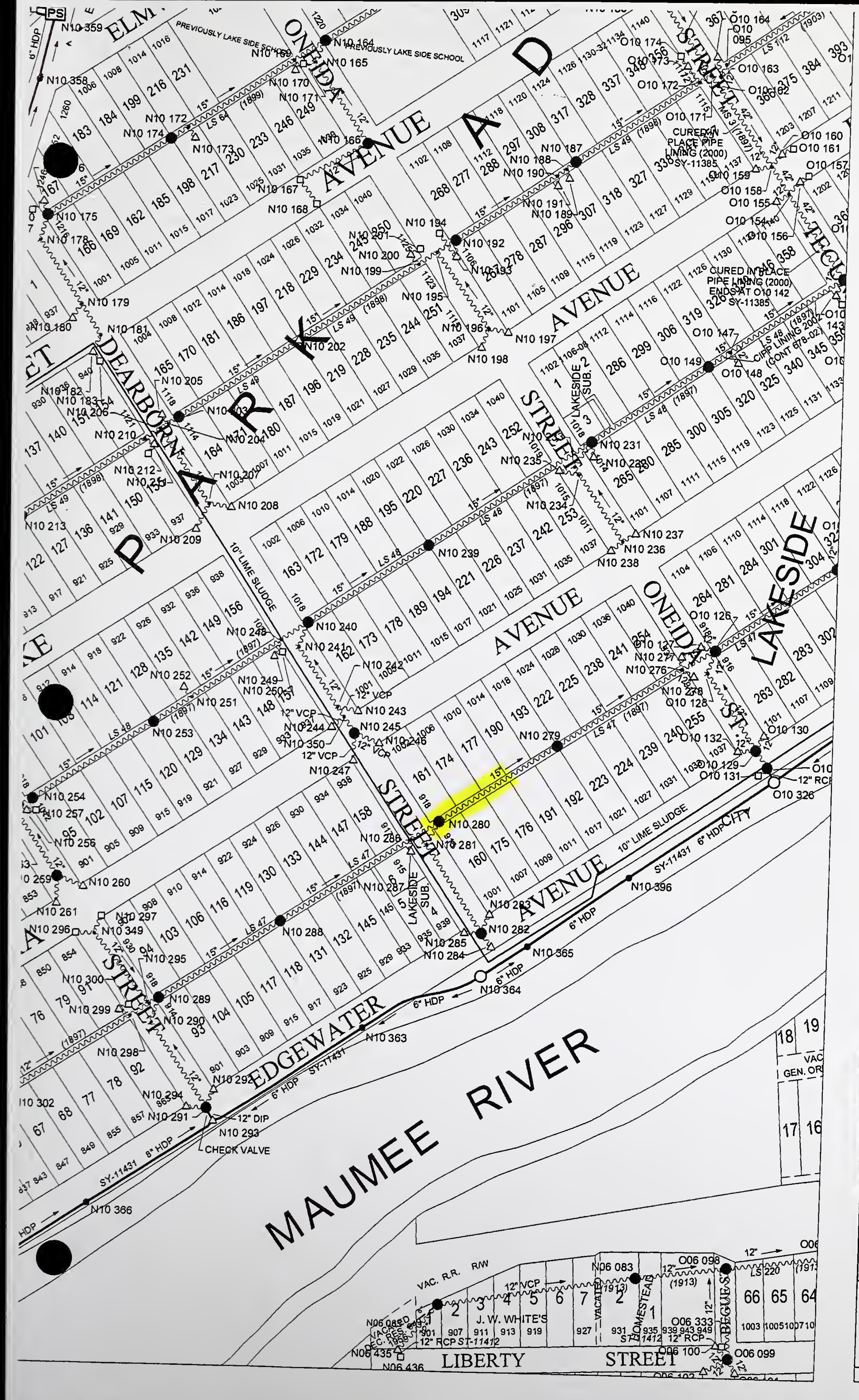
The emergency repair work shall begin within 1 (one) day from date of obtaining an emergency repair order.

Proposal submitted this __________day of ____________________________, 2007.

FROM___________________________________

Contractor

BY______________________________________



ELM
ONEIDA
PREVIOUSLY LAKE SIDE SCHOOL
AVENUE
PARK
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P
DEARBORN
STREET
LAKESIDE SUB.
LAKESIDE
ONEIDA ST.
TECU
CURED IN PLACE PIPE LINING (2000) SY-11385
CURED IN PLACE PIPE LINING (2000) ENDS AT O10 142 SY-11385
CIPP LINING 2002 (CONT 678-02)
10" LIME SLUDGE
12" VCP
EDGEWATER
AVENUE
6" HDP
SY-11431
CITY
12" RCP
12" DIP
CHECK VALVE
MAUMEE RIVER
VAC. R.R. R/W
J. W. WHITE'S
VACATED
HOMESTEAD
BEGUE ST
LIBERTY
STREET
12" RCP ST-11412
GEN. OR
VAC
N10 280
N10 281
N10 279
N10 286

— FORCE MAIN

— — PRIVATE MAIN

〰 RELIEF PIPE

------ ABANDONED MAIN

R22 165 STRUCTURE ID

123456 PROJECT ID

→ FLOW DIRECTION

NOTICE: THE INFORMATION DISPLAYED ON THIS MAP CONCERNING LOCATION, TYPE, SIZE AND MATERIAL OF UNDERGROUND UTILITIES IS NOT GUARANTEED TO BE ACCURATE OR ALL INCLUSIZE, INFORMATION SHOWN WAS OBTAINED FROM AVAILABLE RECORDS. FIELD INVESTIGATION SHOULD BE CONDUCTED TO DETERMINE ACCURACY.

CITY OF FORT WAYNE
SEWER UTILITY

CITY COUNTY BUILDING
ONE EAST MAIN STREET
FORT WAYNE, IN 46802

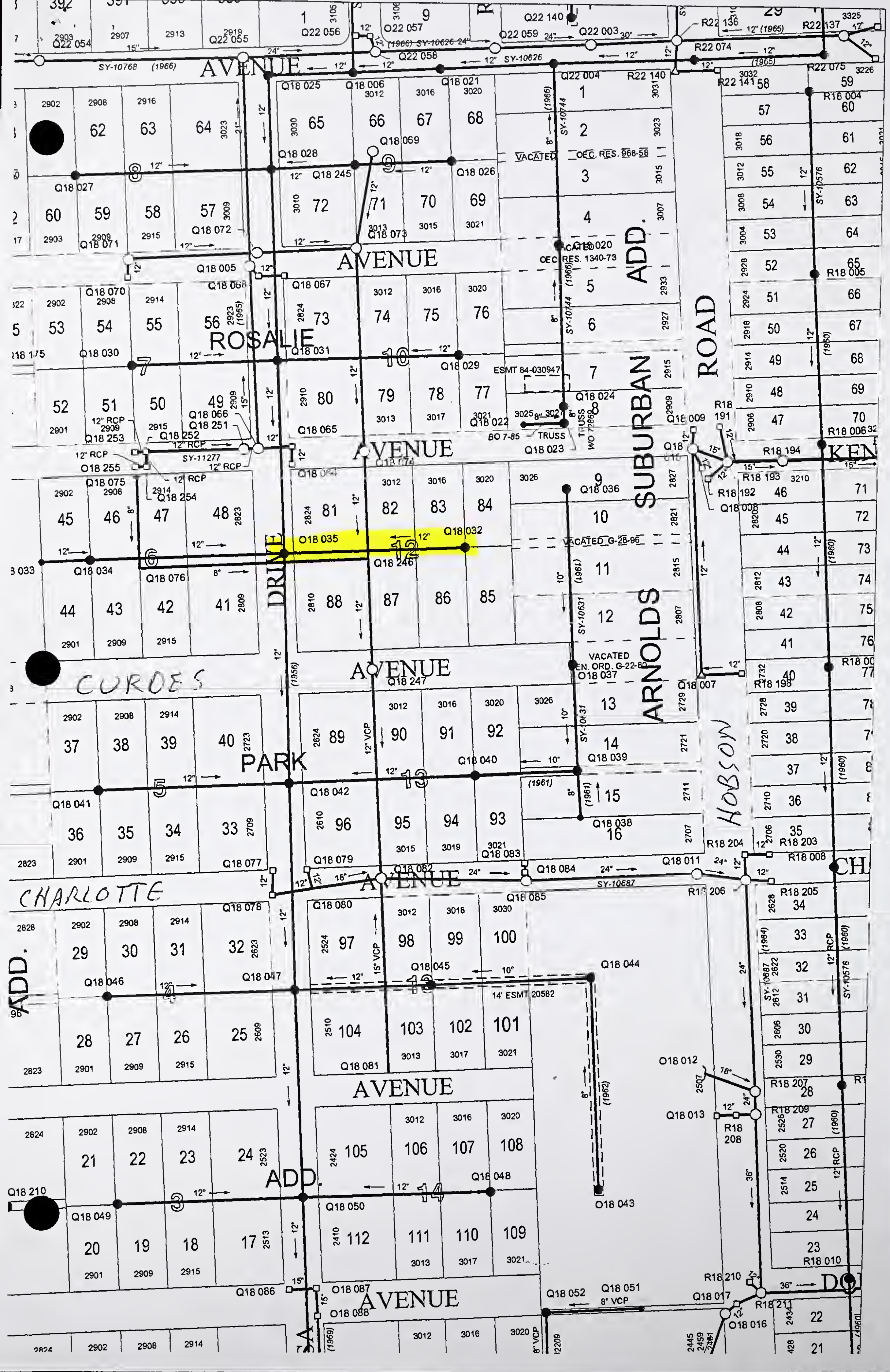
NW 1/4 SEC. 1
TOWNSHIP 30 N, RANGE 12 E
WAYNE TWP, ALLEN CO.
MAP SCALE : 1" = 200'

MAP NO.

N10

09/15/06

9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AVENUE
DRIVE
AVENUE
CURDES
AVENUE
PARK
CHARLOTTE
AVENUE
AVENUE
ADD.
AVENUE
SUBURBAN
ROAD
ARNOLDS
ADD.
HOBSON
KEN
CH
DO
ADD.
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Q18 032
Q18 246
12
VACATED G-28-96
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SY-10626
SY-10744
SY-10631
SY-10687
SY-10576
SY-11277
ESMT 84-030947
14' ESMT 20582

PRODUCED BY
CITY OF FORT WAYNE
G.I.S. DEPARTMENT

LEGEND

●	SAN/COMBO/RE MANHOLE
○	STORM MANHC
◌	ABANDONED M.
△	CATCH BASIN
□	STORM INLET
•	CLEANOUT
◡	HEADWALL
◡	HEADWALL W/ FLAP GATE
⊣	BULKHEAD
PS	PUMP STATION
R	REGULATOR
⊖	AIR RELEASE V/
—	SANITARY PIPE STORM PIPE
∿∿∿	COMBINED PIPE
━━	FORCE MAIN
— —	PRIVATE MAIN
∿∿∿	RELIEF PIPE
- - - - -	ABANDONED MA
R22 165	STRUCTURE ID
123456	PROJECT ID
⟶	FLOW DIRECTIO

NOTICE: THE INFORMATION DISPL ON THIS MAP CONCERNING LOCA TYPE, SIZE AND MATERIAL OF UNDERGROUND UTILITIES IS NOT GUARANTEED TO BE ACCURATE C INCLUSIZE, INFORMATION SHOWN OBTAINED FROM AVAILABLE RECC FIELD INVESTIGATION SHOULD BE CONDUCTED TO DETERMINE ACCU

CITY OF FORT WAYNE
SEWER UTILITY
CITY COUNTY BUILDING
ONE EAST MAIN STREET

J, RANGE 13 E
P, ALLEN CO.

EMERGENCY RESOLUTION NUMBER #94-8-22-07-1
2145 WESTBROOK DRIVE

WHEREAS, an existing brick manhole has collapsed behind 2145 Westbrook drive and;

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action, and;

WHEREAS, repair of these sewers is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, Bercot, T & E, Liberty and Scheidelman Construction Companies were invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty Five Thousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repair and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

APPROVED this 22nd day of August ,2007.

BOARD OF PUBLIC WORKS

By________________________
Regina Kostoff, Chair

By________________________
Ryan P. Chasey, Member

By John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

2145 WESTBROOK DRIVE
SEWER EMERGENCY REPAIR SPECIFICATIONS

SCOPE OF WORK:

This emergency repair shall consist of the following bid:

ITEM NO. 1

Remove and replace existing brick manhole and replace with new 48" City of Fort Wayne standard manhole. Remove and replace 10' (+/-) of the two incoming 12" combination sewer lines and one 15"outgoing combination sewer lines (approximately 30' total), including any service taps, replace with new SDR 35 PVC 12"and 15" diameter sewer pipe, including any new tees or wyes for laterals. The removal and replacement of any signs, if necessary. Soil conditions may be poor. This repair shall include any and/or all costs to complete all work necessary for, but not limited to, supervision, labor, equipment and materials necessary to excavate and remove materials from the jobsite, remove and replace all fencing and fence gates if necessary, sheeting, trench stabilization, saw cutting of asphalt or concrete, and/or trench dewatering, bypass pumping, resetting of existing drive pipes, removal, replacement of any and all incoming pipes, proper backfilling and proper compaction, restoration of all areas disturbed back to the original or better condition, restore all alley approaches, driveway, curbs, sidewalks, retaining walls, fences, fence gates. These costs shall include the backfilling. These repairs shall also include the costs, if required, to relocate temporarily and or permanently any and all utilities in the construction zone. WPCM is to supply the new manhole.

CONDITIONS OF WORK:

The contractor awarded the emergency repairs shall be required to provide and comply with the following items:

1. City of Fort Wayne Department of Water Resources, Development Criteria/Standards Manual
2. Payment Bond
3. Contractor shall be responsible for and shall be required to comply with all Local, State and Federal Regulations regarding safety procedures, O.S.H.A. requirements and in particular open construction trench protection and confined space entry.
4. Contractor shall be required and responsible for placing and maintaining temporary barricades.
5. Contractor needs to comply with all E.B.E. requirements through City of Fort Wayne Compliance Office.
6. Contractor shall be responsible for dealing with whatever ground condition exists at the time of construction.
7. Contractor shall be responsible to protect, replace, and or repair all existing utilities in the emergency repair site.

The Contractor is responsible to determine if the temporary removal, relocation, support or bracing of existing items, such as street and traffic signs, power poles, posts, fences, rock gardens, light posts, shrubs, bushes, guard rail, etc., is necessary. Should temporary removal or relocation be necessary, the Contractor shall be responsible to replace or reinstall said items at their original location or at locations designated by the property owners and the Contractor shall restore them to their original or better condition, at no extra cost.

V

2145 WESTBROOK DRIVE
COMBINATION SEWER EMERGENCY REPAIRS

BASE BID:

ITEM NO. 1	All costs to complete all work to remove and replace an existing brick manhole along with the placement of approximately 30 lft of SDR 35 PVC, 12". WPCM is to supply the new manhole. Remove and replace all connected pipes, and service laterals.

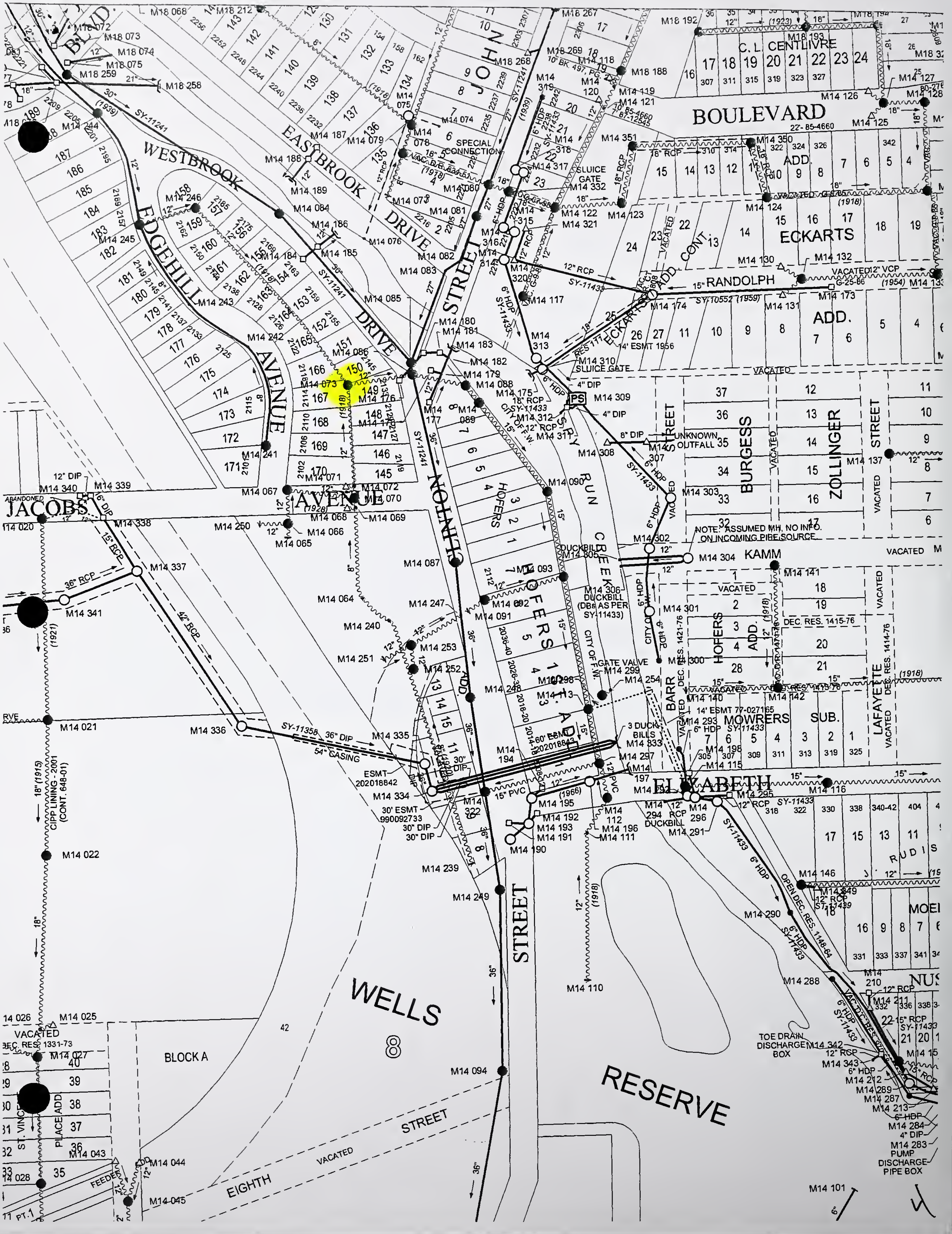
LUMP SUM **$____________________**

The emergency repair work shall begin within 1 (one) day from date of obtaining an emergency repair order.

Proposal submitted this __________day of ____________________________, 2007.

FROM__________________________________
Contractor

BY______________________________________



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M14 127
M18 128
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EASTBROOK
DRIVE
SY-11241
EDGEHILL
AVENUE
JOHN
STREET
C. L. CENTLIVRE
BOULEVARD
ADD.
ECKARTS
RANDOLPH
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ADD. CONT.
SPECIAL CONNECTION
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JACOBS
AVENUE
CLINTON
STREET
HOFERS
HOFERS 1ST ADD.
SPY RUN CREEK
CITY OF F.W.
BURGESS
ZOLLINGER
STREET
KAMM
VACATED
HOFERS ADD.
DEC. RES. 1415-76
DEC. RES. 1421-76
DEC. RES. 1414-76
LAFAYETTE
BARR
MOWRERS SUB.
ELIZABETH
RUDIS
MOEI
NUS
OPEN DEC. RES. 1148-64
TOE DRAIN DISCHARGE BOX
PUMP DISCHARGE PIPE BOX
NOTE: ASSUMED MH, NO INFO. ON INCOMING PIPE SOURCE
UNKNOWN OUTFALL
DUCKBILL
DUCKBILL (DBs AS PER SY-11433)
GATE VALVE
3 DUCK BILLS
60' ESMT 202018843
ESMT 202018642
30' ESMT 990092733
14' ESMT 77-027165
14' ESMT 1956
SY-11433
SY-10552 (1959)
SY-11358
36" DIP
54" CASING
42" RCP
36" RCP
15" RCP
15" PVC
CIPP LINING - 2001 (CONT. 648-01)
WELLS
8
RESERVE
BLOCK A
42
EIGHTH STREET
VACATED
FEEDER
ST. VINCE
PLACE ADD.
VAC. DEC. RES. 1331-73
PT. 1
PS

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: September 5, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,684,415.46 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at U.S. Bank Corporate Trust Services/LaSalle Bank.

Schenkel Shultz	Req #23	4,437.03
Hagerman Construction	Req #23	1,674,290.43
Project Management Resources	Req #23	5,688.00
	Total for Requests	**$ 1,684,415.46**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

September 5, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: September 5, 2007

RE: 2007 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $77,627.25 to be paid from the proceeds of the 2007 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Requests #12

Motorola	20,250.00
Dimension Ford	25,829.25
WA Jones & Son	3,991.00
Kelley Chevrolet	27,557.00
Total for Payment Requests	**$ 77,627.25**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan R. Chasey

Ryan Chasey, Member

September 5, 2007

Date

PLANT 3 SOUTHWEST CLARIFIER DRIVE REPLACEMENT PROJECT
RESOLUTION NO. 1963-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This work is generally described as general construction, mechanical, and electrical work to remove existing clarifier equipment and to furnish and install new.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, PLANT 3 SOUTHWEST CLARIFIER DRIVE REPLACEMENT PROJECT

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $110,000.

APPROVED THIS 5th DAY OF September, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BACKWASH RETENTION TANK PUMP REPLACEMENT PROJECT
RESOLUTION NO. 1990-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This work is generally described as general construction, mechanical, and electrical work to remove existing pumping equipment and to furnish and install new.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, BACKWASH RETENTION TANK PUMP REPLACEMENT PROJECT

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $130,000.

APPROVED THIS 5th DAY OF September, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: September 12, 2007

RE: 2006 Financial System Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $22,432.80 to be paid from the proceeds of the 2006 Financial System Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Tyler Technologies	PR #14	18,502.80
Hewlett Packard	PR #14	3,930.00
	Total for Payment Requests	**$ 22,432.80**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

September 12, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: September 12, 2007

RE: 2006 Computer Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $49,791.90 to be paid from the proceeds of the 2006 Computer Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

ASAP Software	PR #27	925.86
DELL Marketing L.P.	PR #27	48,866.04
	Total for Payment Request	**$ 49,791.90**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

September 12, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: September 12, 2007

RE: 2000 Fort Wayne Municipal Building Corp - Fire Station #15

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,500.00 to be paid from the proceeds of the 2000 FWMBC - Fire Station #15 which are held in an escrow at Wells Fargo Corporate Trust Services.

Wells Fargo Bank, N.A.	1,500.00
Total for Payment Request	**$ 1,500.00**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

September 12, 2007
Date

5A

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: September 12, 2007

RE: 2007 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $27,409.52 to be paid from the proceeds of the 2007 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #13

DeHaven Chevrolet	14,900.00
Radiotronics, Inc.	7,797.11
Ziebart	655.35
Barney's Auto Electric	4,057.06
Total for Payment Requests	**$ 27,409.52**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

September 12, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: September 12, 2007

RE: 2006 Fire Truck Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $11,712.00 to be paid from the proceeds of the 2006 Fire Truck Lease Financing which are held in an escrow at JP Morgan Trust Company.

Towers Fire Apparatus, Inc.	Req #9	11,712.00
	Total for Request	**$ 11,712.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

September 12, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: September 12, 2007

RE: 2006 Fire Truck Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $23,812.32 to be paid from the proceeds of the 2006 Fire Truck Lease Financing which are held in an escrow at JP Morgan Trust Company.

Extrication Solutions, LLC	Req #8	8,000.00
Municipal Emergency Services, Inc.	Req #8	12,913.32
Towers Fire Apparatus, Inc.	Req #8	2,899.00
	Total for Request	**$ 23,812.32**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

September 12, 2007
Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: September 4, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 1,462,437.00.** These payments will be made using the 2005 State Revolving Funds. These expenses are for the WPCP Primary Clarifiers project - W.O. 74742 and the WPCP Dechlorination project – W.O. 75003.

Draw #136	Barton Malow Co.	$ 1,383,465.00
Draw #137 & 139	CH2M Hill Inc.	55,282.00
Draw #138	Donohue & Assoc.	23,690.00
	Total SRF Payments	**$ 1,462,437.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

September 12, 2007

Date

RESOLUTION AUTHORIZING SIGNATORIES FOR THE SEWER REVOLVING (SRF) LOAN BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA

Fort Wayne 2005 Sewage Works – CS18239501

Resolution No. 94-9-15-07 - 1

WHEREAS, the Board of Public Works of the City of Fort Wayne, Indiana, herein called the community, has plans for a municipal water pollution control project to meet State and Federal Regulations, such as the Water Pollution Control Plant Primaries Project, the Water Pollution Control Plant Dechlorination Project and the Parkerdale Sanitary Sewer Project, and the community intends to proceed with the construction of such works; and

WHEREAS, it is necessary to authorize signatories for application to the SRF in support of the various qualified activities.

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of Fort Wayne, Indiana, that:

A. **Len Poehler and Valerie Ahr**, as employees of the City of Fort Wayne, be authorized to make application for an SRF Loan and provide the Department of Environmental Management such information, data and documents pertaining to the loan process as may be required, and otherwise act as the authorized representatives of the community.

B. The community agrees to comply with the Department of Environmental Management, State of Indiana and Federal requirements as they pertain to the SRF.

C. That two certified copies of this resolution be prepared and submitted to the SRF.

D. That this resolution supercedes and replaces prior signatory authorizations.

ADOPTED this 12th **day of** September**, 2007.**

THE CITY OF FORT WAYNE, INDIANA BY AND THROUGH ITS BOARD OF PUBLIC WORKS

Regina A. Kostoff

REGINA A. KOSTOFF, CHAIR

John Suarez

JOHN SUAREZ, Member

Ryan P. Chasey

RYAN CHASEY, Member

ATTEST: Marilyn Huth

Marilyn Huth

RESOLUTION AUTHORIZING SIGNATORIES FOR THE SEWER REVOLVING (SRF) LOAN BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA

Fort Wayne 2005 Sewage Works – CS18239501

Resolution No. 94-9-15-07-1

WHEREAS, the Board of Public Works of the City of Fort Wayne, Indiana, herein called the community, has plans for a municipal water pollution control project to meet State and Federal Regulations, such as the Water Pollution Control Plant Primaries Project, the Water Pollution Control Plant Dechlorination Project and the Parkerdale Sanitary Sewer Project, and the community intends to proceed with the construction of such works; and

WHEREAS, it is necessary to authorize signatories for application to the SRF in support of the various qualified activities.

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of Fort Wayne, Indiana, that:

A. **Len Poehler and Valerie Ahr**, as employees of the City of Fort Wayne, be authorized to make application for an SRF Loan and provide the Department of Environmental Management such information, data and documents pertaining to the loan process as may be required, and otherwise act as the authorized representatives of the community.

B. The community agrees to comply with the Department of Environmental Management, State of Indiana and Federal requirements as they pertain to the SRF.

C. That two certified copies of this resolution be prepared and submitted to the SRF.

D. That this resolution supercedes and replaces prior signatory authorizations.

ADOPTED this 12th **day of** September**, 2007.**

THE CITY OF FORT WAYNE, INDIANA BY AND THROUGH ITS BOARD OF PUBLIC WORKS

Regina A. Kostoff

REGINA A. KOSTOFF, CHAIR

John Suarez

JOHN SUAREZ, Member

Ryan P. Chasey

RYAN CHASEY, Member

ATTEST: Marilyn Huth

Marilyn Huth

TIMES CORNER DRAINAGE IMPROVEMENT
RESOLUTION NO. 1758-2007

RESOLUTION BY THE BOARD OF STORMWATER MANAGEMENT of the City of Fort Wayne, Indiana that:

> Orders the construction of 528 LF of 3'X11' Box Culvert from Wilkie Drive to West Jefferson Boulevard and pipe cleaning from Covington Road to the Flaugh Ditch and all other appurtenances and work necessary for the drainage improvement.

Said improvements with all their appurtenances shall be bid and constructed in accordance with the plans and specifications titled, "Times Corner Drainage Improvement."

Declares the cost of the said improvements shall be paid by the funds from the Stormwater Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares the Board of Stormwater Management has acquired all necessary property rights.

Declares the engineer's estimate of the project's total construction cost is $825,000.

APPROVED THIS 12th DAY OF September, 2007.

BOARD OF STORMWATER MANAGEMENT

Greg Meszaros, Chairman

John Suarez

John Suarez, Member

Regina A. Kostoff

Regina A. Kostoff, Member

Marilyn Huth

Marilyn Huth, Clerk

SOUTHWEST INTERCEPTOR CIPP
RESOLUTION NO. 1811-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Approximately 13,500 feet of medium diameter (30 and 36-inch) sanitary sewers shall be rehabilitated by means of the cured-in-place pipe lining process.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Southwest Interceptor CIPP**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Bond).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $2,885,000.00

APPROVED THIS 12th DAY OF September, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

ATTEST:

Marilyn Huth

Marilyn Huth, Clerk

IMPROVEMENT RESOLUTION NO. 7152-07

LAW ENFORCEMENT & FIRE FIGHTER MEMORIAL
WORK ORDER NO. 12026

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: 1000 Blk. Wells St. (West side) from Ewing St. to Penn Central Rail Road by replacing curb face walk, curb ramps and restoration.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 12th day of September, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Law Enforcement & Fire Fighter Memorial Walks
DATE: 9/4/2007
BID DATE:

RES. NO.: 7152-07
W.O. NO.: 12026

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Concrete	311	S.Y.	6.00	1,866.00
2.	Curbface Sidewalk	175	S.Y.	34.00	5,950.00
3.	Concrete Wingwalk & Ramps	51	S.Y.	36.00	1,836.00
4.	Bed Course Material	60	TON	15.00	900.00
5.	Castings Adjusted to Grade	2	EA	100.00	200.00
6.	Top Soil	8	TON	15.00	120.00
7.	Mulched Seeding,	80	SY	2.00	160.00
8.	Asphalt Patching (IF ORDERED, TRACK AREA)	2	TON	50.00	100.00
9.	Maintenance of Traffic	1	LS	250.00	250.00
10.	Construction Sign Type "A"	2	EA	75.00	150.00
11.	Mobilization / Demobilization	1	LS	250.00	250.00
12.					0.00

SUB-TOTAL:	11,782.00
E&I @16%	1,885.12
TOTAL:	**13,667.12**

Revised: 02-13-04

A resolution to establish a policy for the operation of the Tainter Gate at the Hosey Dam.

RESOLUTION # 94-9-12-07-2

WHEREAS, it is the desire of the Citizens of Fort Wayne to improve river aesthetics and facilitate boating and other river recreation activities during the warm weather months:

WHEREAS, the Hosey Dam Tainter Gate must remain in the closed position to increase the amount of impounded water within the river to facilitate boating and other river recreation activities:

WHEREAS, the City of Fort Wayne / Board of Public Works acknowledges the public's desire to utilize the rivers for recreational purposes;

NOW THEREFORE, BE IT RESOLVED by the Board of Public Works that,

The following protocol dealing with Hosey Dam Tainter Gate Operation is hereby established:

A. On April 15th each year, or the first regular business day following this date, Filtration Plant staff shall lower the Hosey Dam Tainter Gate. The purpose of lowering the gate is to increase the amount of impounded water to improve river aesthetics and facilitate boating and other river related activities during the summer recreational season. During the period from April 15th through October 15th (Recreational Period), City Utilities staff will, to the maximum extent possible, minimize the need to raise the Tainter Gate and reduce the amount of impounded water during the recreational period.

B. During the period from October 15th through April 15th (Winter Period), City Utilities will raise and lower the Tainter Gate as needed to accommodate construction, maintenance and other related activities.

C. City Utilities will maintain a list of citizens and businesses that will be notified prior to any operation of the Tainter Gate that will affect the amount of impounded water.

D. The Manager of Engineering Support Services, currently Michael Kiester, will be the coordinator of construction projects or other activities requiring a change in the position of the Tainter Gate. The Manager of Engineering Support Services shall communicate the need to change the amount of impounded water with the Director of City Utilities, who shall have the final decision as to the raising and/or lowering of the Tainter Gate. No operation of the Tainter Gate shall occur without this prior approval.

E. In the event of an emergency, the Director of City Utilities and/or Manager of Engineering Support Services shall have the discretion to take any and all measures required to alleviate the emergency situation without prior notification to any potentially affected parties.

Adopted and approved this 12th day of September, 2007

CITY OF FORT WAYNE

BOARD OF PUBLIC WORKS

By: Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Saurez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

A resolution to establish a policy for the operation of the Tainter Gate at the Hosey Dam.

RESOLUTION # 94-9-12-07-2

WHEREAS, it is the desire of the Citizens of Fort Wayne to improve river aesthetics and facilitate boating and other river recreation activities during the warm weather months:

WHEREAS, the Hosey Dam Tainter Gate must remain in the closed position to increase the amount of impounded water within the river to facilitate boating and other river recreation activities:

WHEREAS, the City of Fort Wayne / Board of Public Works acknowledges the public's desire to utilize the rivers for recreational purposes;

NOW THEREFORE, BE IT RESOLVED by the Board of Public Works that,

The following protocol dealing with Hosey Dam Tainter Gate Operation is hereby established:

A. On April 15th each year, or the first regular business day following this date, Filtration Plant staff shall lower the Hosey Dam Tainter Gate. The purpose of lowering the gate is to increase the amount of impounded water to improve river aesthetics and facilitate boating and other river related activities during the summer recreational season. During the period from April 15th through October 15th (Recreational Period), City Utilities staff will, to the maximum extent possible, minimize the need to raise the Tainter Gate and reduce the amount of impounded water during the recreational period.

B. During the period from October 15th through April 15th (Winter Period), City Utilities will raise and lower the Tainter Gate as needed to accommodate construction, maintenance and other related activities.

C. City Utilities will maintain a list of citizens and businesses that will be notified prior to any operation of the Tainter Gate that will affect the amount of impounded water.

D. The Manager of Engineering Support Services, currently Michael Kiester, will be the coordinator of construction projects or other activities requiring a change in the position of the Tainter Gate. The Manager of Engineering Support Services shall communicate the need to change the amount of impounded water with the Director of City Utilities, who shall have the final decision as to the raising and/or lowering of the Tainter Gate. No operation of the Tainter Gate shall occur without this prior approval.

E. In the event of an emergency, the Director of City Utilities and/or Manager of Engineering Support Services shall have the discretion to take any and all measures required to alleviate the emergency situation without prior notification to any potentially affected parties.

Adopted and approved this 12th day of September, 2007

CITY OF FORT WAYNE

BOARD OF PUBLIC WORKS

By: Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Saurez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

HARRISON SQUARE PHASE 1-A
SEWER RELOCATION
IMPROVEMENT RESOLUTION NO. 2029-2007

WHEREAS, it is necessary to relocate an existing combination sewer as part of the Harrison Square Redevelopment Project in order to maintain sanitary sewer service to the Federal Building; and

WHEREAS, Water Resources determined that this is a public problem and the sewer connection to the Federal Building must be maintained and is warranted; and

WHEREAS, Water Resources has developed an improvement plan to relocate and construct a sewer to maintain the sewer connection; and

WHEREAS, improvement involves the installation of approximately 626 lineal feet of pipe including: 366 lf of 24-inch pipe, 40 lf of 18-inch PVC SDR 26 pipe, 135 lf of 15-inch PVC SDR 35 or RCP pipe, 85 lf of 12-inch PVC SDR 35 or PVC SDR 26 or RCP pipe, 3 60-inch manholes, 1 48-inch manhole, 2 standard catch basins and a connection into the 72-inch brick sewer.

WHEREAS, Water Resources has received invitational bids for said improvement from the following contractors:

	Base Bid	Alternate #1
Pyramid Excavating, Inc	**$ 95,348.00**	**$86,348.00**
T-E Incorporated	**$ 98,900.00**	**$85,100.00**
Bercot, Inc.	**$112,893.00**	**$98,951.00**

NOW, THEREFORE, the Board of Public Works hereby declares a sewer relocation/reconstruction improvement based on the base bid option is necessary and requests the Purchasing Department to issue a Purchase Order to **PYRAMID EXCAVATING, INC.** in the amount of **$95,348.00**.

Adopted, this 12th day of September, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff
Chair

John Suarez
John Suarez
Member

Ryan P. Chasey
Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

HARRISON SQUARE PHASE I-A

BASE BID	$ 91,348.00
WORK ALLOWANCE (add)	$ 4,000.00
TOTAL BASE BID	$ 95,348.00
ALTERNATE BID #1	$ 82,348.00
WORK ALLOWANCE (add)	$ 4,000.00
TOTAL ALTERNATE #1 BID	$ 86,348.00

SCHEDULE

The PROJECT shall BEGIN on 13th day of SEPTEMBER, 2007

SUBSTANTIAL COMPLETION on 3rd day of OCTOBER, 2007

FINAL COMPLETION* on 5th day of OCTOBER, 2007

*Note: Final Completion must occur no later than October 5, 2007.

Notice To Proceed shall be issued by City on September 5, 2007.

Company: PYRAMID EXCAVATING INC

By:

Date: 9/4/07

NON - COLLUSION AFFIDAVIT

HARRISON SQUARE PHASE I-A
SEWER REROUTE

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

OATH AND AFFIRMATION

I affirm under the penalties of perjury that the foregoing facts and information are true and correct to the best of my knowledge and belief.

Dated at Auburn, IN. this 4th day of September, 2007.

Pyramid Excavating Inc.
(Name of Organization)

By

President
(Title of Person Signing)

ACKNOWLEDGEMENT

STATE OF Indiana)
) SS:
COUNTY OF DeKalb)

David E. Cornell being duly sworn, deposes and says that he is

(Title) President of the above (Name of organization) Pyramid Exc. Inc. and that the

statements contained in the foregoing bid, certification and affidavit are true and correct.

Subscribed and sworn to before me this 4th day of September, 2007.

Notary Public

My Comission Expires: August 31, 2014

County of Residence: DeKalb

17

HARRISON SQUARE PHASE I-A

BASE BID	$ 94,900.00
WORK ALLOWANCE (add)	$ 4,000.00
TOTAL BASE BID	$ 98,900.00
ALTERNATE BID #1	$ ⟨13,800.00⟩
WORK ALLOWANCE (add)	$ 4,000.00
TOTAL ALTERNATE #1 BID	$ ⟨9,800.00⟩

SCHEDULE

The PROJECT shall BEGIN on 17 day of September, 2007

SUBSTANTIAL COMPLETION on 28 day of September, 2007

FINAL COMPLETION* on 5 day of October, 2007

***Note: Final Completion must occur no later than October 5, 2007.**

Notice To Proceed shall be issued by City on September 5, 2007.

Company: T-E INCORPORATED

By: Justin E. Swing, Project Manager

Date: September 4, 2007

NON - COLLUSION AFFIDAVIT

HARRISON SQUARE PHASE I-A
SEWER REROUTE

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

OATH AND AFFIRMATION

I affirm under the penalties of perjury that the foregoing facts and information are true and correct to the best of my knowledge and belief.

Dated at Fort Wayne, IN this 4th day of September ,2007 .

T-E INCORPORATED
(Name of Organization)

By

Eric S. Olson, President
(Title of Person Signing)

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Eric S. Olson being duly sworn, deposes and says that he is

(Title) President of the above (Name of organization) T-E INCORPORATED and that the statements contained in the foregoing bid, certification and affidavit are true and correct.

Subscribed and sworn to before me this 4th day of September, 2007, .

Cheryl A. Grayless
Notary Public
Cheryl A. Grayless

My Comission Expires: December 8, 2009

County of Residence: ALLEN

HARRISON SQUARE PHASE I-A

BASE BID	$ 108,893.00
WORK ALLOWANCE (add)	$ 4,000.00
TOTAL BASE BID	$ 112,893.00
ALTERNATE BID #1	$ 94,951.00
WORK ALLOWANCE (add)	$ 4,000.00
TOTAL ALTERNATE #1 BID	$ 98,951.00

SCHEDULE

The PROJECT shall BEGIN on 17th **day of** September **, 2007**

SUBSTANTIAL COMPLETION on 4th **day of** October **, 2007**

FINAL COMPLETION* on 5th **day of** October **, 2007**

***Note: Final Completion must occur no later than October 5, 2007.**

Notice To Proceed shall be issued by City on September 5, 2007.

Company: Bercot, Inc.

By: John W. Bercot
John W. Bercot, Vice-President

Date: Sept. 4, 2007

NON - COLLUSION AFFIDAVIT

HARRISON SQUARE PHASE I-A
SEWER REROUTE

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

OATH AND AFFIRMATION

I affirm under the penalties of perjury that the foregoing facts and information are true and correct to the best of my knowledge and belief.

Dated at Fort Wayne this 4th day of September, 2007.

Bercot, Inc.
(Name of Organization)

By John W. Bercot
John W. Bercot, Vice-President
(Title of Person Signing)

ACKNOWLEDGEMENT

STATE OF Indiana)
) SS:
COUNTY OF Allen)

John W. Bercot being duly sworn, deposes and says that he is

(Title) Vice-President of the above (Name of organization) Bercot, Inc. and that the statements contained in the foregoing bid, certification and affidavit are true and correct.

Subscribed and sworn to before me this 4th day of September, 2007,

W Dean Bercot
W. Dean Bercot Notary Public

My Comission Expires: Sept. 8, 2015

County of Residence: Allen

HARRISON SQUARE PHASE I-A
(FEDERAL BUILDING SEWER REROUTE)
SEWER REROUTE

AMENDED BID DOCUMENTS (PER ADDENDUM #1 ON 8/28/2007)

BASE BID SCOPE OF WORK:

The sewer reroute project shall consist of all the details on the DESIGN DRAWING and in particular the following items:

1- **348+/- L.F. of 24" dia. PVC SDR 35 PIPE or RCP Class IV** – see Item #2 "Special Notes to Contractors" Sheet 1 of project design drawings

2- **18+/- L.F. of 24" dia. Ductile Iron Pipe or RCP Class IV** – see Item #2 "Special Notes to Contractors" Sheet 1 of project design drawings

3- **40+/- L.F. of 18" dia. PVC SDR 26 PIPE** – see Item #2 "Special Notes to Contractors" Sheet 1 of project design drawings

4- **135+/- L.F. of 15" dia. PVC SDR 35 PIPE or RCP Class IV** – see Item #2 "Special Notes to Contractors" Sheet 1 of project design drawings

5- **48+/- L.F. of 12" dia. PVC SDR 26 PIPE** – see Item #2 "Special Notes to Contractors" Sheet 1 of project design drawings

6- **37 +/- L.F. of 12" dia. PVC SDR 35 PIPE or RCP Class IV** - see Item #2 "Special Notes to Contractors" Sheet 1 of project design drawings

7- **3+/- Ea. 60" dia. concrete Manhole**

8- **1+/- Ea. 48" dia. Concrete Manhole**

9- **2+/- Ea. Standard Catch Basin**

10- **1+/- Ea. Blind Tap Connection to 72" dia. Brick Sewer** – see Item #6 "Special Notes to Contractors" Sheet 1 of project design drawings.

ALTERNATE BID #1 SCOPE OF WORK

1- Include all items in BASE BID SCOPE OF WORK except the following:
   a. Omit all items identified and noted under Structure No. 3 including plug on existing 12" pipe blind tapped into 72" combination sewer on Baker Street.
   b. Omit all items identified and noted under Structure No. 4.
   c. Omit all items identified and noted under Structure No. 5 including plug on existing 12" pipe blind tapped into 72" combination sewer on Baker Street.
   d. Omit all items identified and noted under Structure No. 7.
   e. Omit all items identified and noted under Structure Nos. 8 and 8A.
   f. Structure No.9 – Omit plug pipes SW and SE only. Project will include plug on existing 15" pipe E.

Conditions of Work:

1. All items of work included in the HARRISON SQUARE PHASE I-A SEWER PROJECT shall conform to Unit V, Unit VI, and Unit VII of the "City of Fort Wayne Water Resources' Development Criteria/Standards Manual" latest edition and the project DESIGN DRAWING.

2. TESTING. The 24-inch PVC SDR 35 pipe and the 15-inch PVC SDR 35 pipe shall have mandrel testing after the backfill is compacted. Mandrel test shall comply with requirements of the "City of Fort Wayne Water Resources' Development Criteria/Standards Manual." Mandrel testing will not be required for Reinforced Concrete Pipe.

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3. The contractor who will complete the HARRISON SQURE PHASE I-A SEWER PROJECT shall be required to obtain and adhere to any and all required permits, including a right of way cut permit and a street barricade permit.

4. The contractor who will complete the HARRISON SQUARE PHASE I-A SEWER PROJECT shall be required to conform to the Goals, Procedures, and Requirements of the City of Fort Wayne Office of Contract Compliance. **The recommended Goal is 5%**

5. The contractor who will complete the HARRISON SQUARE PHASE I-A PROJECT shall agree to furnish at his/her/its own cost all labor, insurance, equipment, materials, power, and **MAINTENANCE BOND** equal to 25% of the construction cost for the complete HARRISON SQUARE PHASE I-A PROJECT.

6. **The inspection of this project shall be completed by the Engineering Support Services Department. You must contact the ESS Department at 427-5065 48 hours prior to beginning work.**

7. **A COMPLETED NON-COLUSION AFFIDAVIT SHALL BE SUBMITTED ALONG WITH THE BID.**

8. Contact information for Federal Building: please contact Ken Jacobson, 426-7835.

IMPROVEMENT RESOLUTION NO. 7158-07

SHAMROCK ROAD
WORK ORDER NO. 11901

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: CONCRETE PAVEMENT REHABILITATION, DRIVE APPROACHES, 6" INCH SUBSURFACE DRAINAGE, SEED AND MULCH RESTORATION

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 19th day of September, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: SHAMROCK ROAD RES. NO.: 7158-07

DATE: SEPTEMBER 17, 2007 W.O. NO.: 11901

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Curb	16	LF	6.00	96.00
2.	Removal of Concrete	153	SY	5.00	765.00
3.	Removal of Pavement	2440	SY	5.00	12200.00
4.	Common Excavation, For Poor Soils, Undistributed	40	CY	10.00	400.00
5.	Cement Concrete Pavement, Plain (6") With Type "1-A" Rolled Curb	2440	SY	23.25	56730.00
6.	Concrete Curb Type I-B	16	LF	11.00	176.00
7.	Concrete Pavement for Residential Drive (6")	153	SY	24.00	3672.00
8.	Top Soil	70	TON	16.00	1120.00
9.	Bituminous Surface, No. #12, HAC For Pacthing Drives	2	TON	100.00	200.00
10.	Fertilize Trees (Over 12" to 24") 18" size	16	EA	65.00	1040.00
11.	Mulched Seeding	520	SY	1.50	780.00
12.	Backfill Behind Curb (Borrow)	90	TON	6.00	540.00
13.	Water Valves (Curb-Box) Adjusted to Grade	2	EA	45.00	90.00
14.	Water Valves (Valve-Box & Curb -Box) Furnish & Adjust to Grade (If Broken / Deteriorated)	1	EA	100.00	100.00
15.	(1") Inch Expansion Jouint	54	LF	10.00	540.00
16.	Casting Type "C" Furnished & Adjusted to Grade	6	EA	400.00	2400.00
17.	Casting, Type "A", Furnished & Adjusted to Grade, Manhole Cover	3	EA	400.00	1200.00
18.	Casting, Type "F", Furnished & Adjusted to Grade, Flat Alley Casting For 1721 Shamrock	1	EA	400.00	400.00
19.	Group K Pipe (Incl. #8 Aggregate Backfill) (Size) 6" Pipe, Perforated Plastic	1520	LF	8.00	12160.00
20.	Asphalt / Concrete Pavement Patching	5	SY	24.00	120.00
21.	Type "O" Compacted Aggregate for Base, No.1 or No.2, for Poor Soils, Undistributed	20	TON	14.50	290.00
22.	Type "O" Compacted Aggregate for Base, No.53	720	TON	15.00	10800.00
23.	Bed Course Material	43	TON	16.00	688.00
24.	Standard Barricade, Type III - B With Road Closed To Local Traffic Only	6	EA	140.00	840.00
25.	Construction Signs, Type A With Construction Warning Light Type A	4	EA	80.00	320.00
26.	Standard Barricade, Type II Type C Const. Warning Light	25	EA	28.00	700.00
27.	Maintenance of Traffic	1	EA	4400.00	4400.00
28	Mobilization / Demobilization	1	EA	5700.00	5700.00

SUB-TOTAL:	118467.00
E&I @20%	23693.40
TOTAL:	$142,160.40

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BID

PROJECT: SHAMROCK ROAD RES. NO.: 7158-07

ATE: W.O. NO.: 11901

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Curb	16	LF		
2.	Removal of Concrete	153	SY		
3.	Removal of Pavement	2440	SY		
4.	Common Excavation, For Poor Soils, Undistributed	40	CY		
5.	Cement Concrete Pavement, Plain (6") With Type "1-A" Rolled Curb	2440	SY		
6.	Concrete Curb Type I-B	16	LF		
7.	Concrete Pavement for Residential Drive (6")	153	SY		
8.	Top Soil	70	TON		
9.	Bituminous Surface, No. #12, HAC For Pacthing	2	TON		
10.	Fertilize Trees (over12" to 24") 18" size	16	EA		
11.	Mulched Seeding	520	SY		
12.	Backfill Behind Curb (Borrow)	90	TON		
13.	Water Valves (Curb-Box) Adjusted to Grade	2	EA		
14.	Water Valves (Valve-Box & Curb -Box) Furnish & Ad (If Broken / Deteriorated)	1	EA		
15.	(1") Inch Expansion Jouint	54	LF		
16.	Casting Type "C" Furnished & Adjusted to Grade	6	EA		
17.	Casting, Type "A", Furnished & Adjusted to Grade, Manhole Cover	3	EA		
18	Casting, Type "F", Furnished & Adjusted to Grade, Flat Alley Casting For 1721 Shamrock	1	EA		
19	Group K Pipe (Incl. #8 Aggregate Backfill) (Size) 6" Pipe, Perforated Plastic	1520	LF		
20.	Asphalt / Concrete Pavement Patching	5	SY		
21.	Type "O" Compacted Aggregate for Base, No.1 or No.2, for Poor Soils, Undistributed	20	TON		
22.	Type "O" Compacted Aggregate for Base, No.53	720	TON		
23.	Bed Course Material	43	TON		
24.	Standard Barricade, Type III - B With Road Closed To Local Traffic Only	6	EA		
25.	Construction Signs, Type A With Construction Warning Light Type A	4	EA		
26	Standard Barricade, Type II Type C Const. Warning Light	25	EA		
27	Maintenance of Traffic	1	EA		
28	Mobilization / Demobilization	1	EA		

TOTAL: ______

CONTRACTOR WILL BE PAID ON MEASURED QUANTITIES ONLY, AT UNIT PRICE BID.
ALL WORK MUST BE COMPLETED BY: 13-Jun-08
NOTE:ANY FORM OF CORRECTION WITHIN THE AREA OF UNIT PRICES, EXTENSIONS, OR TOTAL ON THIS BID MUST BE INITIALED BY THE BIDDER AND WILL BE NOTED AT THE TIME OF OPENING.

______
Contractors Signature

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GENERAL OPEN-CUT SEWERS 2007
RESOLUTION NO. 1985-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The CONTRACTOR shall furnish all labor, materials, supplies, and equipment required to perform point repairs of damaged sewer pipe in sporadic areas of the city by means of open cut excavation as indicated in the project documents and drawings.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **General Open-Cut Sewers 2007**.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $275,300.00.

APPROVED THIS 19th DAY OF September, 2007.

BOARD OF PUBLIC WORKS

BY: ______________________
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: ______________________
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA FURTHER AMENDING RESOLUTION 90-402-39 AWARDING DAMAGES SUSTAINED AND ASSESSING THE BENEFITS ACCRUED TO CERTAIN REAL AND PERSONAL PROPERTY AND CONFIRMING RESOLUTION 89-183-6 OF THE BOARD OF PUBLIC WORKS APPROPRIATING AND CONDEMNING REAL AND PERSONAL PROPERTY AND TO AMEND THE AWARD OF DAMAGES SUSTAINED AND ASSESS THE BENEFITS ACCRUED AND SCHEDULE THE REMONSTRANCE HEARING.

RESOLUTION NUMBER: #94-9-19-07-1

WHEREAS in June of 2002, the Board of Public Works ("Board") of the City of Fort Wayne, Indiana ("City"), adopted a resolution entitled *Appropriating and Condemning Real and Personal Property for Use by the City of Fort Wayne, Indiana for the Acquisition of the Utility Center, Inc. D/B/A AquaSource North Sewer and Water Systems, Resolution No. 89-183-6* ("Original Resolution");

WHEREAS in July of 2002, the Board adopted a resolution confirming the Original Resolution entitled *Confirming Resolution 89-183-6 of the Board of Public Works Appropriating and Condemning Real and Personal Property for Use by the City of Fort Wayne, Indiana for the Acquisition of Utility Center, Inc. D/B/A AquaSource North Sewer and Water Systems, Resolution No. 89-211-1* ("Confirming Resolution");

WHEREAS in December of 2003, the Board adopted a resolution awarding the damages sustained and assessing the benefits accrued entitled *Awarding the Damages Sustained and Assessing the Benefits Accrued to Certain Real and Personal Property and Confirming Resolution 89-183-6 of the Board of Works Appropriating and Condemning Real and Personal Property, Resolution No. 90-402-39* ("Awarding Resolution");

WHEREAS in October of 2004, the Board adopted a resolution further amending the Awarding Resolution entitled *Further Amending Resolution 90-402-39 Awarding the Damages Sustained and Assessing the Benefits Accrued to Certain Real and Personal Property and Confirming Resolution 89-183-6 of the Board of Works Appropriating and Condemning Real and Personal Property to Reschedule the Remonstrance Hearing and Seek Updates to the Appraisals, Resolution No. 91-250-9* ("Amending Resolution"); and

WHEREAS, in December of 2004, the Board adopted a resolution entitled, *Further Amending Resolution 90-402-39 Awarding The Damages Sustained And Assessing The Benefits Accrued To Certain Real And Personal Property And Confirming Resolution 89-183-6 And Resolution 91-250-9 Of The Board Of Public Works Appropriating And Condemning Real And Personal Property To Reschedule The Remonstrance Hearing*, Resolution No. 91-336-03;

WHEREAS also in December of 2004, the Board adopted a resolution entitled, *Awarding Damages Sustained and Assessing the Benefits Accrued to Certain Real and Personal Property and Confirming Resolution 89-183-6 of the Board of Public Works Appropriating and Condemning Real and Personal Property to Amend the Award of Damages Sustained and assess the Benefits Accrued, Resolution No. 91-360-7* (First Updated Appraisals Resolution);

WHEREAS, notice of the first updated award of damages was personally delivered to Utility Center Inc., now d/b/a Aqua Indiana, on December 28, 2004;

WHEREAS, Indiana Code (IC) 32-24-2-8 requires the Board to award damages sustained and assess the benefits accrued to each piece of property to be acquired and to serve written notice of the same upon the owner of each such piece of property, and, in such notices, to name the date on which the Board shall receive or hear written remonstrance from persons with regard to their respective awards or assessments, after such time the Board shall, pursuant to IC 32-24-2-10, sustain or modify such awards or assessments;

WHEREAS, the City's officials remain determined that appraisals are appropriate for determining the fair market value of the Aqua Indiana North Sewer and Water Systems (North System);

WHEREAS, the Board remains determined that it should not purchase the North System for a price greater than the average of two (2) appraisals performed by appraisers with the necessary skills to qualify them for business valuation;

WHEREAS, upon completion of the appraisals, the Board determined that it should review the results and determine the damages sustained and benefits accrued from the condemnation of the North System and serve written notice upon the owners of the affected properties, and in such notice, name the date on which the Board shall receive or hear written remonstrances from persons with regard to their respective awards or assessments;

WHEREAS, the City's officers have taken such action, entered into such agreements and engaged such professionals as necessary, desirable or appropriate to accomplish the updating of the two (2) appraisals of the fair market value of the North System by appraisers;

WHEREAS, said appraisers chosen and employed by the Board had the necessary skills to qualify them for business valuation; and

WHEREAS, the appraisers have submitted their updated appraisals to the authorized City officers in order to further update and replace the value arrived in the First Updated Appraisals Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

1. That the Board hereby confirms and reaffirms the Original Resolution and the Confirming Resolutions in their entirety.

2. That pursuant to I.C. 32-24-2-7, the Board has prepared a list of the affected property owners as presented in the Original Resolution.

3. That the Board declares, based on the updated appraisals, the maximum proposed cost of the North System to be purchased is the average of the two (2) updated appraisals included at Exhibit A to be $16,910,500.

4. That the Board hereby sets Wednesday, October 3, 2007 at 10:00 a.m. at the Omni Room of the Fort Wayne City – Allen County Building located at 1 East Main Street, Fort Wayne, Indiana as the date, time and place at which the Board shall receive written remonstrance from remonstrators regarding the valuation of said property.

5. That at the hearing set herein for remonstrance on valuation, the Board shall consider any such remonstrance and shall take final action confirming or modifying the Awarding Resolution at the hearing or at a later date.

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6. That the Board in accordance with IC 32 24-2-8 shall serve notice at least ten (10) days before the remonstrance hearing upon the owner of each piece of effected property showing the amount of the award and stating the date, time and location of the remonstrance hearing and that the Board will hear remonstrance from those persons interested or affected by this proceeding.

7. That the affected property owners, as described in the Original Resolution shall be given notice of this Resolution.

This resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

APPROVED THIS 19th DAY OF September, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk of the Board

Prepared by Thomas T. Nitza, Jr. P.E., Water Resources.

Exhibit A

STREET LIGHT RESOLUTION

NUMBER 313 - 07

BROADWAY STREETSCAPE PROJECT

STREET LIGHT IMPROVEMENT

The Board of Public Works of the City of Fort Wayne, Indiana, hereby deems it necessary to install an underground street light system on BROADWAY from West Main Street southward to railroad elevation at General Electric Co., in accordance with the plans and specifications on file in the office of the Board of Works of the city of Fort Wayne, Indiana, and such lighting is now ordered. This improvement is ordered pursuant to the applicable Indiana Statutes.

This project is funded by 5th District & At - Large CEDIT; Redevelopment Bond; "CIVIC PRIDE" (CDBG); and Downtown Improvement District Funds.. All proceedings and any work done in the said lighting assessment of property and collections of assessments shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

Regina A-Kostoff
Regina A. Kostoff – Chair

John Suarez – Member

Ryan P Chasey
Ryan P. Chasey - Member

ATTEST:

Marilyn Huth
Marilyn Huth – Clerk

Dated this 26th day of September, 2007

APPEAL TO THE BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair
John Suarez, Member
Ryan Chasey, Member

Please accept this letter of appeal regarding the assessment on 2602 East Drive under Resolution # 304-06 which was due on June 8, 2007.

I(we) neglected to return the signed waiver on time because:

DID NOT FULLY UNDERSTAND INFORMATION SENT
"I AM 89 YEARS OLD"

HOW CAN IT BE DELINQUENT IF NOT DUE UNTIL 11/12/07?

I(we) would like your permission to be allowed to sign the waiver to pay the assessment over 10 years at 5 % interest.

Sincerely,

Alice M Hageman
Signature

Alice ~~Moring~~ HAGEMAN
Printed Name

KATHL~~EEN~~ A MORING - P.O.A.

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

9/26/07
Date

Approved by State Board of Accounts for City of Fort Wayne, 2007

City of Fort Wayne
BARRETT LAW
1 E MAIN ST RM 420
FORT WAYNE, IN 46802 1804

NOTICE OF ASSESSMENT

Account No. 50050R012

ALICE ~~MORING~~ & HAGEMAN
HAGEMAN RALPH C (DECEASED)
2602 EAST DR
FORT WAYNE, IN46805

Approved Date: 5/9/2007
Barrett Number: 50050R
Resolution Number: 304-06
Property Key: 02-07-36-280-003.000-074

2602 EAST DR
LOT 149 DRIVING PARK ADD

Your assessment is now due and must be paid by cash, check, money order, or bonded. Assessments under $100.00 cannot be bonded.

DUE ON OR BEFORE 6/8/2007

*Delinquent fees will be added after the due date.

PROJECT TYPE	# OF UNITS	UNIT COST	ASSESSED AMOUNT	MISC. CHARGES	ADJUSTMENT	TOTAL
$ - DEL INTER	1.00	$22.57000000	$22.57	$0.00	$0.00	$22.57
G - LIGHTS	51.00	$17.27000000	$880.77	$0.00	$0.00	$880.77

Please Pay This Amount **$903.34**

This is a VALID RECEIPT WHEN STAMPED PAID BY COLLECTING OFFICER. Please see that descriptions are correct. When paying by mail, this statement must be returned with a self-addressed, stamped envelope if a receipt is desired.

PHONE: 427-1105 **Make Check Payable To:** CITY OF FORT WAYNE BARRETT LAW

Waiver and Demand of Property Owners

The undersigned against whose real estate an assessment was made on the above approved date according to Barrett No. 50050R, per description given in consideration for having the right to pay said assessments in installments, hereby agree each for himself that he will not make any objections to said assessments for illegality or irregularity, and that he will pay the same at 5.00% interest thereon.

Any property owner who has signed a waiver to pay his/her assessment in deferred installments may, at any time, pay up his/her entire assessment, on the condition that he/she at the same time, pay all interest due on a minimum of the first 1/5 of the installments and the balance of principal due.

If any account is six months or more delinquent, the total assessment (all installments of principal and interest) are considered to be in default and the entire account will be certified to the Allen County Auditor for tax sale before June 1st. of the calendar year following delinquency.

PLEASE SELECT ONE OF THE FOLLOWING OPTIONS

ONE PAYMENT PER YEAR FOR 10 YEARS X

ONE PAYMENT PER MONTH FOR 10 YEARS ____

If you wish to bond this assessment and return waiver by mail, you must sign this "waiver" section by the above due date. Signatures of all recorded property owners are required and must be notarized if mailed. If the waiver is signed by at least one owner and witnessed in the Barrett Law Office, notarization is not required; however, all owner's signatures must be on the waiver.

Signature: Alice M Hageman
Signature: Kathleen A. Moring P.O.A.
Installment notices to be mailed to: 2602 EAST DR
FT WAYNE IN 46805

Subscribed and sworn before me this 13 day of Sept 2007

SHARON ALDRICH
PRINTED NAME OF NOTARY

Sharon Aldrich
NOTARY'S SIGNATURE

Steuben
COUNTY OR RESIDENCE

My Commission Expires 04-14-08

APPEAL TO THE BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair
John Suarez, Member
Ryan Chasey, Member

Please accept this letter of appeal regarding the assessment on 1235 East State Blvd under Resolution # 299-05 which was due on July 20, 2007.

I(we) neglected to return the signed waiver on time because:

I had a stroke about 8 yrs ago. I did not see the notice. My son Sam Filippou was under the impresion that the mailing would go to the Rib Room. Please send all billing to my son, and he will take care of it.
Send to: SAM FILIPPOU c/o The Rib Room
1235 E. State Blvd, Fort Wayne, Indiana, 46805

I(we) would like your permission to be allowed to sign the waiver to pay the assessment over 10 years at 5.2 % interest. Thak You for your consideration.

Sincerely,

Fani Filippou
Signature

Fani Filippou
Printed Name

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

9/26/07
Date

pproved by State Board of Accounts for
ity of Fort Wayne, [illegible]007

City of Fort Wayne
BARRETT LAW
1 E MAIN ST RM 420
FORT WAYNE, IN 46802-1804

NOTICE OF ASSESSMENT

Account No.	50048C023
Approved Date:	6/20/2007
Barrett Number:	50048C
Resolution Number:	299-05
Property Key:	02-07-36-259-017.000-074

ELSTON MARGARET B & (DECEA
FILIPPOU FANI
3205 TONAWANDA DR
FORT WAYNE, IN46815

1235 E STATE BLVD
130FT W OF E 100 OF S 140FT BUSH
HOMESTEAD ADD

Your assessment is now due and must be paid by cash, check, money order, or bonded. Assessments under $100.00 cannot be bonded.

DUE ON OR BEFORE 7/20/2007

*Delinquent fees will be added after the due date.

PROJECT TYPE	# OF UNITS	UNIT COST	ASSESSED AMOUNT	MISC. CHARGES	ADJUSTMENT	TOTAL
- DEL INTER	1.00	$63.93000000	$63.93	$0.00	$0.00	$63.93
3 - LIGHTS	130.00	$19.67000000	$2,557.10	$0.00	$0.00	$2,557.10

Please Pay This Amount **$2,621.03**

This is a VALID RECEIPT WHEN STAMPED PAID BY COLLECTING OFFICER. Please see that descriptions are correct. When paying by mail, this statement must be returned with a self-addressed, stamped envelope if a receipt is desired.

PHONE: 427-1105 **Make Check Payable To:** CITY OF FORT WAYNE BARRETT LAW

Waiver and Demand of Property Owners

The undersigned against whose real estate an assessment was made on the above approved date according to Barrett No. 50048C, per description given in consideration for having the right to pay said assessments in installments, hereby agree each for himself that he will not make any objections to said assessments for illegality or irregularity, and that he will pay the same at 5.20% interest thereon.

Any property owner who has signed a waiver to pay his/her assessment in deferred installments may, at any time, pay up his/her entire assessment, on the condition that he/she at the same time, pay all interest due on a minimum of the first 1/5 of the installments and the balance of principal due.

If any account is six months or more delinquent, the total assessment (all installments of principal and interest) are considered to be in default and the entire account will be certified to the Allen County Auditor for tax sale before June 1st. of the calendar year following delinquency.

PLEASE SELECT ONE OF THE FOLLOWING OPTIONS

ONE PAYMENT PER YEAR FOR 10 YEARS X

ONE PAYMENT PER MONTH FOR 10 YEARS ____

If you wish to bond this assessment and return waiver by mail, you must sign this "waiver" section by the above due date. Signatures of all recorded property owners are required and must be notarized if mailed. If the waiver is signed by at least one owner and witnessed in the Barrett Law Office, notarization is not required; however, all owner's signatures must be on the waiver.

Signature: Fani Filippou
Signature: ____
Installment notices to be mailed to: 1235 E State Blvd, Ft. Wayne IN 46805

Subscribed and sworn before me this 12TH day of September 2007

CHRIS RAPTIS JR.
Notary Public, State of Indiana
My Commission Expires May 2, 2010
PRINTED NAME OF NOTARY

NOTARY'S SIGNATURE

Allen
COUNTY OR RESIDENCE

My Commission Expires 5.2.10

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: September 21, 2007

RE: Water SRF (STATE REVOLVING FUNDS) - **2006**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 269,055.00.** These payments will be funded with the 2006 Waterworks State Revolving Fund loan. These expenses are for construction and professional services for the Indian Village Ph. IV water main replacement, the North Pump Station, and the St. Joe Pump Station.

Draw #23	All Star Construction and Lake City Bank	$ 192,889.00
Draw #24 & #25	CH2M Hill	50,097.00
Draw #26	Donohue & Assoc.	26,069.00
Total SRF Payments		**$ 269,055.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

9/26/07
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 3, 2007

RE: 2007 PSAC Furniture Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $361,268.00 to be paid from the proceeds of the 2007 PSAC Furniture Lease Financing which are held in an escrow at JP Morgan Trust Company.

Patriot Range Technologies	PR #2	21,410.00
Sensory Technologies	PR #3	339,858.00
	Total for Payment Requests	**$ 361,268.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

October 3, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 3, 2007

RE: 2007 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $28,360.60 to be paid from the proceeds of the 2007 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #14

Dimension Ford	25,829.25
American Aluminum Accessories, Inc.	1,691.00
Ziebart	655.35
Barney's Auto Electric	185.00
Total for Payment Requests	**$ 28,360.60**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

October 3, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 3, 2007

RE: 2007 Street Equipment Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $127,750.00 to be paid from the proceeds of the 2007 Street Equipment Lease Financing which are held in an escrow at Suntrust Bank.

Payment Request #3

Selking International	127,750.00
Total for Payment Requests	**$ 127,750.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

October 3 2007
Date

123

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 3, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,271,088.66 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at U.S. Bank Corporate Trust Services/LaSalle Bank.

Schenkel Shultz	Req #24	8,280.51
Hagerman Construction	Req #24	1,249,722.85
Sturtz Public Management Group	Req #24	2,887.50
Wells Fargo Insurance Services	Req #24	8,508.00
Thomas Black & Associates	Req #24	1,689.80
	Total for Requests	**$ 1,271,088.66**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan R Chasey
Ryan Chasey, Member

October 3, 2007
Date

IMPROVEMENT RESOLUTION NO. 7168-07

LAKEVIEW DRIVE
WORK ORDER NO. 12054

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: LAKEVIEW DRIVE BY REPLACING STREET PAVEMENT AND ADDING STORM SEWERS NEAR THE 2000 BLOCK AND ADDING CURB AND DRIVE APPROACHES NEAR THE 2200 BLOCK. IT IS ALSO DEEMED NECESSARY TO IMPROVE LOFTY DRIVE BY REPLACING CURBS AND DRIVE APPROACHES ALONG THE SOUTH SIDE OF LOFTY DRIVE.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 3 day of October, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Lakeview Drive
DATE:
BID DATE:

RES. NO.:
W.O. NO.: 12054

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Concrete/Asphalt Pavement (Including Type I-A Curb)	850	LF	5.50	4675.00
2.	Cement Concrete Pavement, Plain, 9 inches, (7 Bag Mix W/Superplasticizer)(including Type I-A Curb & "J" type Bolts)	850	SY	27.00	22950.00
3.	Removal of Concrete	295	SY	5.00	1475.00
4.	Concrete Sidewalk (4")	3	SY	26.00	78.00
5.	Concrete for Commercial Drives (8")	292	SY	27.00	7884.00
6.	Underdrain, 6" Perforated Plastic, Group "K" (includes Coarse Aggregate, No. 8)	520	LF	7.00	3640.00
7.	Type "III" Barricade	8	EA	150.00	1200.00
8.	Concrete Curb Type II-A	546	LF	14.00	7644.00
9.	Adjust Water Service Box to Grade (Undistributed)	1	EA	25.00	25.00
10.	Type "A" Signs	3	EA	50.00	150.00
11.	Topsoil	45	TON	12.00	540.00
12.	Seed & Mulch	105	SY	2.00	210.00
13.	Backfill for Behind Curbs	80	TON	5.00	400.00
14.	Bed Coarse	80	TON	12.00	960.00
15.	Mobilization & Demobilization	1	LS	3000.00	3000.00
16.	Maintenance of Traffic	1	LS	2500.00	2500.00
17.	Type "O" Compacted Aggregate for Base, No. 53	187	TON	12.00	2244.00
18.	Common Excavation	201	CY	10.00	2010.00
19.	12" Diameter RCP (Installed - including bedding and backfill)		LF	35.00	0.00
20	Type I-B Manhole (Installed - Including Structure and Casting)		EA	2100.00	0.00
21	Type I-E Manhole (Installed - Including Structure and Casting)		EA	2100.00	0.00
22	Type IV-E Inlet (Installed - Including Structure and Casting)		EA	1700.00	0.00
23	Type I-C Inlet (Installed - Including Structure and Casting)		EA	1400.00	0.00
24	Asphalt Patching	11	SY	20.00	220.00
25	Concrete Curb Type III	450	LF	18.00	8100.00
26	Adjust Casting to Grade	2	EA	125.00	250.00

SUB-TOTAL:	70155.00
E&I @25%	17538.75
TOTAL:	**87693.75**

Revised: 02-13-04

ST. JOSEPH CENTER SANITARY SEWER PETITION PROJECT
RESOLUTION NO. 2048-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

> Orders the construction of approximately 1,198 LF of 8" sanitary sewer with appurtenances to serve 10 residential properties on the north side of St. Joseph Center Road, just west of Reed Road in northeast Fort Wayne.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "St. Joseph Center Sanitary Sewer Petition Project"

Declares the cost of the said improvements shall be paid by the funds from the property owners (Barrett Law) and the Fort Wayne Sanitary Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares that all necessary property rights have been acquired as described in Attachment "A" (Property Acquisition Summary Sheet).

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total construction cost is $110,000.

Declares the maximum fee to be collected from the affected property owners are those shown on the Attachment "B" (Cost Allocation Spreadsheet).

APPROVED THIS 3 DAY OF October, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A Kostoff
Regina Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

EXHIBIT B Cost Allocation Spreadsheet 09/28/07

Sanitary Sewer Petition Project Location: St. Joseph Center Road Sanitary Sewer Petition Project Res No. 2048-2007 WO# 75263

Parcel	Property Owner	Legal Description	Property Address	Acreage	Area Connection Fee	Total Area Connection Fee Assessment	No. of Taps	No. of Units	Unit Cost	P.O. Cost	City Utilities Cost	Total Property Cost	Comments
1	Julio & Arlene Casiano	Doc #95-023952	4367 St. Joe Center Rd	1	$1,209/acre $.71/gal/day	**$0.00**	1	1	$4,000.00	$4,000.00	$7,000.00	$11,000.00	ACF Waived
2	Rivas	Lot 1 Somerset Acres North	4411 St. Joe Center Rd	1.85	$1,209/acre $.71/gal/day	**$0.00**	1	1	$4,000.00	$4,000.00	$7,000.00	$11,000.00	ACF Waived
3	Rodney & Maribelle Severine	Lot 2 Somerset Acres North	4425 St. Joe Center Rd	2.02	$1,209/acre $.71/gal/day	**$0.00**	1	1	$4,000.00	$4,000.00	$7,000.00	$11,000.00	ACF Waived
4	Max & Alice Robart	Lot 3 Somerset Acres North	4471 St. Joe Center Rd	2.03	$1,209/acre $.71/gal/day	**$0.00**	1	1	$4,000.00	$4,000.00	$7,000.00	$11,000.00	ACF Waived
5	Max & Regina Limpert	Lot 4 Somerset Acres North	4519 St. Joe Center Rd	2.03	$1,209/acre $.71/gal/day	**$0.00**	1	1	$4,000.00	$4,000.00	$7,000.00	$11,000.00	ACF Waived
6	Bruce & Deborah Naylor	Lot 5 Somerset Acres North	4537 St. Joe Center Rd	2.03	$1,209/acre $.71/gal/day	**$0.00**	1	1	$4,000.00	$4,000.00	$7,000.00	$11,000.00	ACF Waived
7	Young	Lot 6 Somerset Acres North	4609 St. Joe Center Rd	1.89	$1,209/acre $.71/gal/day	**$0.00**	1	1	$4,000.00	$4,000.00	$7,000.00	$11,000.00	ACF Waived
8	Donald & Vanessa Bender	Lot 7 Somerset Acres North	4621 St. Joe Center Rd	1.19	$1,209/acre $.71/gal/day	**$0.00**	1	1	$4,000.00	$4,000.00	$7,000.00	$11,000.00	ACF Waived
9	Robert & Bonnie Farnsworth	Lot 8 Somerset Acres North	4633 St. Joe Center Rd	1.19	$1,209/acre $.71/gal/day	**$0.00**	1	1	$4,000.00	$4,000.00	$7,000.00	$11,000.00	ACF Waived
10	Victor Moeller	Lots 9 &10 Somerset Acres North	4723 St. Joe Center Rd	2.22	$1,209/acre $.71/gal/day	**$0.00**	1	1	$4,000.00	$4,000.00	$7,000.00	$11,000.00	ACF Waived
			sub-totals	17.45		$0.00	10	10		$40,000.00	$70,000.00	$110,000.00	

IMPROVEMENT RESOLUTION NO. 7167-07

PURDUE DRIVE
WORK ORDER NO. 12013

CEDIT NEIGHBORHOOD/REVOLVING BARRETT LAW

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve: PURDUE DRIVE: NORTH SIDE BETWEEN TYLER AVENUE TO NORTH HIGHLAND BOULEVARD SIDEWALK RECONSTRUCTION

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for the walks and drives shall be assessed 60% on the real estate abutting on said improvements and 40% upon the City of Fort Wayne, Indiana, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 3 day of October, 2007.

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

S:\Project Files\Active\Purdue - Tyler to N Highlands - 12013\Improvement Resolution - Purdue - Tyler to N Highland.doc

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ESTIMATE OF QUANTITIES

PROJECT: PURDUE DRIVE - NORTH HIGHLAND BLVD. TO TYLER **RES. NO.: 7167-07**
DATE: 5/22/2007 **W.O. NO.: 12013**
BID DATE: 10/31/2007

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Tree Removal: (over 24" to 36") 30" size (IF ORDERED)	2	EA.	450.00	900.00
2.	Removal of Concrete	428	S.Y.	6.00	2,568.00
3.	Bed Course Material	90	TON	15.00	1,350.00
4.	Removal of Curb	145	L.F.	5.00	725.00
5.	Concrete Wingwalk & Ramps	70	S.Y.	42.00	2,940.00
6.	Concrete Sidewalk	285	S.Y.	25.00	7,125.00
7.	Tree Removal (IF ORDERED)	2	EA.	400.00	800.00
8.	Concrete Pavement for Residential Drive	35	S.Y.	28.00	980.00
9.	Concrete Curb Type "III"	145	L.F.	17.00	2,465.00
10.	Water Valves Adjusted to Grade	2	EA.	40.00	80.00
11.	Top Soil	30	TON	15.00	450.00
12	Mulched Seeding,	433	S.Y.	2.00	866.00
13.	Castings Adjusted to Grade	1	EA.	125.00	125.00
14.	Fertilize Trees	9	EA.	60.00	540.00
15.	Maintenance of Traffic	1	L.S.	1,480.00	1,480.00
16	Mobilization and Demobilization	1	L.S.	1,480.00	1,480.00
17	Construction Signs Type "A"	2	EA.	50.00	100.00
18	Grinding, Tree Roots (IF ORDERED)	6	EA.	200.00	1,200.00

SUB-TOTAL:	26,174.00
TOTAL:	**26,174.00**
P.O.	$5,651.93
CITY COST	$ 20,522.07
	26,174.00

Revised: ~~02-13-04~~
11-14-07

EMERGENCY RESOLUTION NUMBER 94-10-3-07-1
4443 PEMBROKE LANE

WHEREAS, an existing 10" VCP combination line has collapsed, in the easement behind 4443 Pembroke Lane and;

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action, and;

WHEREAS, repair of the 10" VCP combination line is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, Liberty Const., Bercot Const., T&E Exc. and Scheidleman Exc. were invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty Five Thousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repair and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

APPROVED this 3rd day of October ,2007.

BOARD OF PUBLIC WORKS

By Regina A. Kostoff
Regina Kostoff, Chair

By Ryan P. Chasey
Ryan P. Chasey, Member

By John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

4443 PEMBROKE LANE
COMBINATION SEWER EMERGENCY REPAIR SPECIFICATIONS

SCOPE OF WORK:

This emergency repair shall consist of the following bid:

ITEM NO. 1

Replacement of plus or minus 10ft of 10" vcp combination sewer in the back yard of 4443 Pembroke Lane. At least one possibly two 6" taps are involved. The overall depth of the repair will be approximately 12ft, the cave in is right under the back edge of a small garage that belongs to the property at1014 Pasadena Drive. There is also an I&M utility pole that will need to be braced. Chuck Bade from I&M Electric is aware of the situation.

Contractor will be required to temporarily remove a chain link fence and reinstall it when the job is complete. Access to the dig site will be from Pembroke through the driveway and in between the house and garage. The home owner is Ben Giaquinta and he asked that special care be taken to protect the driveway surface from damage.

CONDITIONS OF WORK:

The contractor awarded the emergency repairs shall be required to provide and comply with the following items:

1. City of Fort Wayne Department of Water Resources, Development Criteria/Standards Manual
2. Contractor shall be responsible for and shall be required to comply with all Local, State and Federal Regulations regarding safety procedures, O.S.H.A. requirements and in particular open construction trench protection and confined space entry.
3. Contractor shall be required and responsible for placing and maintaining temporary barricades.
4. Contractor needs to comply with all E.B.E. requirements through City of Fort Wayne Compliance Office.
5. Contractor shall be responsible for dealing with whatever ground condition exists at the time of construction.
6. Contractor shall be responsible to protect, replace, and or repair all existing utilities in the emergency repair site.
7. Contractor is to submit Monthly Report and Manpower Summary to the City Compliance Office, Room #420.
8. Contractor shall be required to obtain and adhere to any and all required permits, including a right of way cut permit and a street barricade permit.

The Contractor is responsible to determine if the temporary removal, relocation, support or bracing of existing items, such as street and traffic signs, power poles, posts, fences, rock gardens, light posts, shrubs, bushes, guard rail, etc., is necessary. Should temporary removal or relocation be necessary, the Contractor shall be responsible to replace or reinstall said items at their original location or at locations designated by the property owners and the Contractor shall restore them to their original or better condition, at no extra cost.

4443 PEMBROKE LANE
COMBINATION SEWER EMERGENCY REPAIRS

BASE BID:
ITEM NO. 1 All costs to complete all work to replace plus or minus 10ft of 10" combination sewer line.

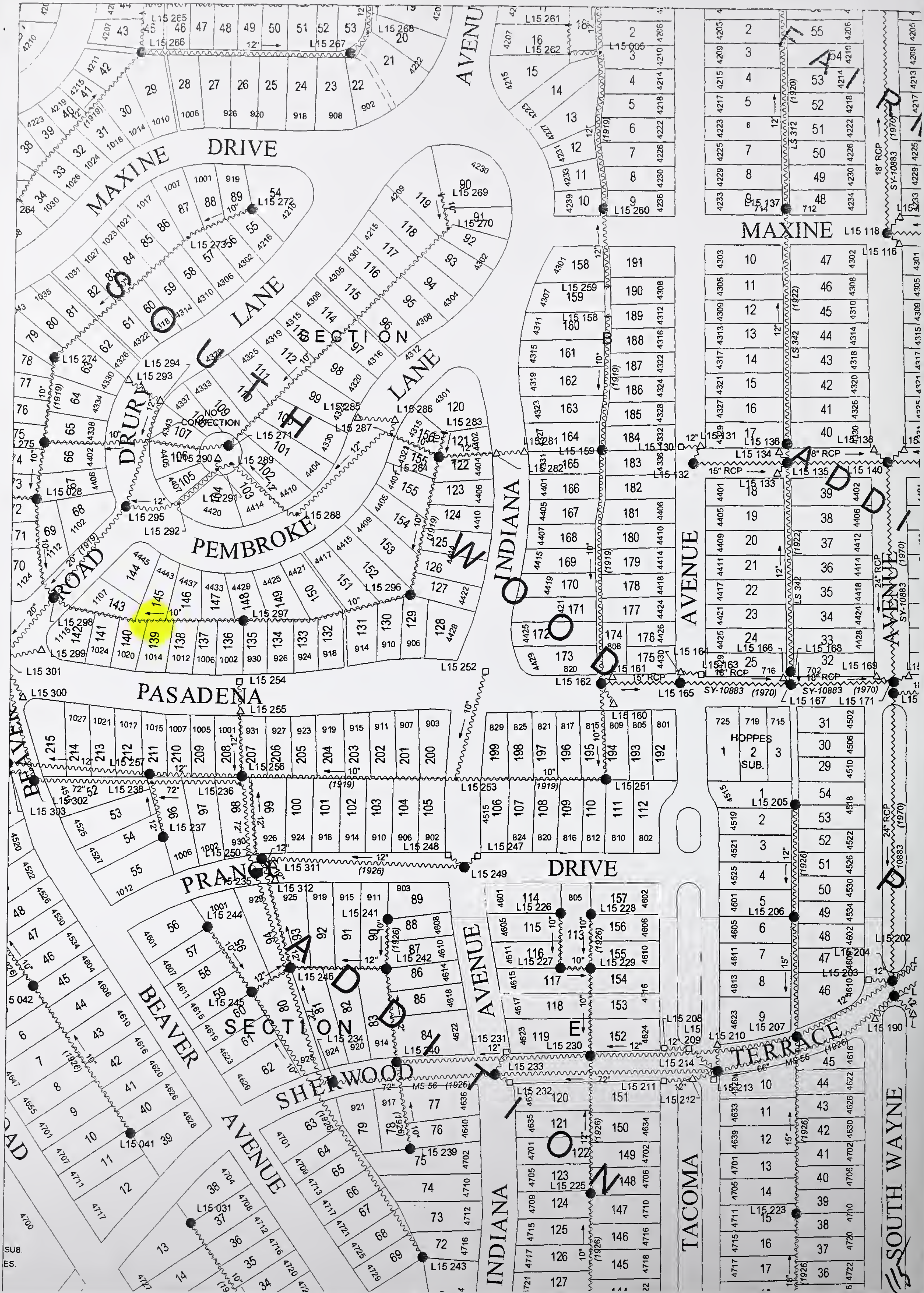
LUMP SUM $____________________

The emergency repair work shall begin within 1 (one) day from date of obtaining an emergency repair order.

Proposal submitted this __________day of ____________________________, 2007.

FROM________________________________
Contractor

BY____________________________________


MAXINE DRIVE
DRURY LANE
SOUTHWOOD ADDITION
SECTION
LANE
PEMBROKE
ROAD
NO CONNECTION
PASADENA
INDIANA
AVENUE
MAXINE
BEAVER AVENUE
PRANGE DRIVE
SHERWOOD TERRACE
ADDITION
SECTION
TACOMA
INDIANA
SOUTH WAYNE
FAIRFIELD ADDITION
HOPPES SUB.
SY-10883 (1970)
MS 56 (1926)

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: October 3, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 874,070.00.** These payments will be made using the 2005 State Revolving Funds. These expenses are for the WPCP Primary Clarifiers project - W.O. 74742 and the WPCP Dechlorination project – W.O. 75003.

Draw #140	Barton Malow Co.	$ 871,157.00
Draw #141	Vulcan Industries	2,000.00
Draw #143	CH2M Hill	913.00
	Total SRF Payments	**$ 874,070.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

October 10, 2007

Date

Resolution #94-10-10-07-3

A RESOLUTION APPROVING THE CONVEYANCE OF CERTAIN REAL ESTATE TO THE BOARD OF PUBLIC WORKS, CITY OF FORT WAYNE, INDIANA.

WHEREAS, the Greenway Consortium has paid for a parcel of land from Gladys N. Ingmire and desires to convey this parcel of land located along Smith Road and Glendale Road, specifically described in the Warranty Deed and Exhibit "A," attached hereto and made a part hereof; and

WHEREAS, this parcel of land is necessary for the Towpath Trail to connect the Rivergreenway system to the trails in Aboite Township.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1: The conveyance of a parcel of land located along Smith Road and Glendale Road, specifically described in the Warranty Deed and Exhibit "A," by Gladys N. Ingmire to the City of Fort Wayne Board of Public Works, is hereby approved and agreed to.

SECTION 2: This Resolution shall be in full force and effect from and after its passage.

The City of Fort Wayne Board of Public Works:

Approves the donation of the west 50 feet together with the south 100 feet of the parcel described in deed record 648, page 384 situated within Lot Number 8 in Glendale Suburban Acres addition.

Approved this 10th day of October, 2007

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ry P. Chasey
Ryan P. Chasey, Member

ATTEST BY:

Marilyn Huth
Marilyn Huth, Clerk

C2056TA rev. 7/04

Source Bank
P.O. Box 1602
South Bend, Indiana 46634

Treasurer's Check

Number: 1914683

Date: 10/05/2007

Pay Exactly Fourteen Thousand Two Hundred Thirty Nine Dollars And 00/100 Cents **$14,239.00**

PAY TO THE ORDER OF Lawyers Title Insurance Corp

Void if over $14,239.00

Remitter: Rivergreenway Consortium Inc

Julia Y. Mull
Authorized Signature

⑈1914683⑈ ⑆071212128⑆ 900 205 ⑈6⑈

Source Bank
P.O. Box 1602
South Bend, Indiana 46634

Treasurer's Check
CUSTOMER RECEIPT

Number: 1914683
Date: 10/05/2007
Operator: 13328

To: Lawyers Title Insurance Corp

Purchaser: Rivergreenway Consortium Inc

Remarks:

750706202

Fee: $4.00
Amount: $14,239.00

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ASSIGNMENT OF PURCHASE AGREEMENT

THIS ASSIGNMENT OF PURCHASE AGREEMENT is made as of the 5th day of October, 2007, by and between THE RIVER GREENWAY CONSORTIUM, INC., d/b/a GREENWAY CONSORTIUM, an Indiana non-profit corporation (the "Assignor"), and THE CITY OF FORT WAYNE, INDIANA, acting by and through its Board of Public Works (the "Assignee").

RECITALS

WHEREAS, pursuant to a certain Real Estate Purchase and Sale Contract dated as of June 12, 2007, between Gladys N. Ingmire ("Seller") and Assignor (the "Purchase Agreement"), Seller agreed to sell and Assignor agreed to purchase certain unimproved real property more particularly described therein.

WHEREAS, Assignor now desires to assign its rights and obligations under the Purchase Agreement to the Assignee, and Assignee desires to assume such rights and obligations.

NOW, THEREFORE, for and in consideration of Ten Dollars ($10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor agrees as follows:

1. Assignor hereby assigns to the Assignee, and the Assignee hereby accepts the assignment of, Assignor's rights and obligations under the Purchase Agreement.

2. Upon acceptance of this Assignment, Assignee shall assume all obligations of Assignor under the Purchase Agreement.

IN WITNESS WHEREOF, Assignor has executed this Assignment of Purchase Agreement on the day, month and year set forth above.

THE RIVER GREENWAY CONSORTIUM, INC.
d/b/a GREENWAY CONSORTIUM, an Indiana non-profit corporation

By: ________________

Printed: Jon A. Bomberger

Its: Vice President

"Assignor"

STATE OF INDIANA, COUNTY OF ALLEN SS:

Before me, a Notary Public in and for said County and State, personally appeared GLADYS N. INGMIRE, being over the age of eighteen (18) years, who acknowledged the execution of the foregoing Closing Affidavit and Representations, and who, having been duly sworn, stated that the facts and matters set forth in it are true and correct.

Witness my hand and Notarial Seal this 5 day of October, 2007.

My commission expires ____________________

Signature Jeffrey S. Harlan

Resident of ____________________ County

Printed ____________________

Notary Public

Jeffrey S. Harlan, Notary Public
Allen County, State of Indiana
My Commission Expires July 5, 2010

This instrument was prepared by Jon A. Bomberger, Attorney at Law, Baker & Daniels LLP, 111 East Wayne Street, Suite 800, Fort Wayne, Indiana 46802. Attorney No. 4229-02.

MAIL TO:

BDDB01 4900739v1

3. Grantor has furnished Grantee a commitment for an owner's policy of title insurance issued by Lawyers Title Insurance Corporation under date of August 31, 2007 at 8:00 a.m. ("Title Evidence"). The Title Evidence discloses, as of its date, the true condition of title to the Real Estate.

4. At the date of delivery of the Deed, Grantor has marketable title in fee simple to the Real Estate; and the Real Estate is free and clear of all charges, liens, encumbrances, or leases of every kind or description, except those shown in the Title Evidence, easements (visible or of record), and matters affecting the Real Estate disclosed in the Deed.

5. Except as disclosed in the Title Evidence, Grantor has not executed, or permitted anyone to execute on Grantor's behalf: (a) any deed (except to Grantee), mortgage, lien, security agreement, financing statement, or other instrument affecting title to the Real Estate or any fixtures attached to it; (b) a contract to sell all or any part of the Real Estate to any person (except to Grantee or assignor of Grantee); (c) an option to purchase all or any part of the Real Estate enforceable or exercisable now or at any time in the future; or (d) any appeal bond or recognizance which is, or might become, a lien on the Real Estate, whether Grantor is principal or surety thereon.

6. Except as disclosed in the Title Evidence, Grantor is not a party to any action, suit or other proceeding, whether at law or in equity, in which a judgment or an order has been, or could be, given or entered resulting in creation of a lien upon the Real Estate, or affecting the conveyance of the Real Estate to Grantee free and clear of all charges, liens, and encumbrances.

7. Since the date Grantor acquired title to the Real Estate, Grantor has not been or become party to any divorce action or other proceeding for dissolution of marriage, or any bankruptcy proceeding EXCEPT NOTHING.

8. Grantor or ________NO ONE__________ now has possession of the Real Estate, and no other person has a right to possession, or claims possession, of all or any part of the Real Estate.

9. There are no unpaid bills for labor or materials which have been ordered, authorized, or furnished for the Real Estate, or which might operate to create a charge, lien, or encumbrance against the Real Estate.

10. All utility bills, association dues, assessments for public improvements or services which have been or are being constructed, or other charges, the nonpayment of which could result in creation of a lien against the Real Estate, have been paid, or provision for their payment has been made.

11. Grantor and, to the best of Grantor's knowledge, all of Grantor's predecessors in title, have been in open, notorious, peaceable, visible, continuous, exclusive, uninterrupted, hostile, and adverse possession of the Real Estate under valid claim and color of title to the exclusion of all other persons for more than the ten years last past, and have paid all taxes and assessments from time to time payable on the Real Estate, except such taxes and assessments as have been assumed by Grantee.

12. If a disclosure form as defined in IC 32-21-5-5 was provided by Grantor to Grantee, Grantor certifies that the condition of the Real Estate is substantially the same as it was when the disclosure form was provided.

13. The Real Estate is not "property" within the meaning of that term as defined in IC 13-11-2-174, as amended.

14. This Affidavit is to induce Grantee, title companies, lenders, and closing agents to rely upon the foregoing representations, and is solely for the benefit of them and their successors in interest.

15. If Grantor is an entity other than a person(s), the Affiant is authorized to execute this Affidavit on behalf of Grantor.

Gladys N Ingmire
Printed Name: GLADYS N. INGMIRE
Address: 3612 Smith Road
City and State: Fort Wayne, Indiana 46804
Tax ID Number: ______________________

THIS FORM HAS BEEN PREPARED FOR USE IN THE STATE OF INDIANA BY LAWYERS ONLY. THE SELECTION OF A FORM OF INSTRUMENT, FILLING IN BLANK SPACES, STRIKING OUT PROVISIONS, AND INSERTION OF SPECIAL CLAUSES, MAY CONSTITUTE THE PRACTICE OF LAW WHICH SHOULD BE DONE ONLY BY A LAWYER.

CLOSING AFFIDAVIT AND REPRESENTATIONS

The undersigned, individual, jointly and severally or as a duly authorized representative of Grantor, Grantor of a deed dated October 5, 2007 ("Deed") conveying real estate to **THE CITY OF FORT WAYNE, INDIANA, acting by and through its Board of Public Works** ("Grantee"), warrants and represents and, being sworn according to law, deposes and says:

1. Grantor executed the Deed conveying the following described real estate ("Real Estate") located in Allen County, Indiana:

   The West 50.00 feet together with the South 100.00 feet of the following described parcel described in Deed Record 648, page 384 situated within Lot Number 8 in Glendale Suburban Acres Addition to the City of Fort Wayne, Indiana, as recorded in Plat Record 4, pages 59-60 as follows, to-wit:
   Commencing at the intersection of the West line of Smith Road (formerly known as Preston Avenue) with the South line of Glendale Drive (formerly known as Taylor Street); thence Southerly along the West line of Smith Road, a distance of 497 feet; thence Westerly by a deflection angle to the right of 88 degrees 10 minutes, a distance of 312.5 feet; thence Northerly by a deflection angle to the right of 91 degrees 51 minutes, a distance of 315.1 feet to a point on the South line of Glendale Drive; thence Northeasterly by a deflection angle to the right of 58 degrees 25 minutes and along the South line of Glendale Drive, a distance of 366 feet to the point of beginning, and containing 2.89 acres of land, more or less.

2. Grantor is either an individual over the age of 18 years, or an entity which has authorized execution of this affidavit by the undersigned. Grantor is not a foreign corporation, foreign partnership, foreign trust, foreign estate, foreign limited liability company, or nonresident alien individual (as those terms are defined in the Internal Revenue Code of 1986, as amended, 26 U.S.C. §1, et seq.). Grantor's U.S. taxpayer identifying number or U.S. employer identification number ("Tax ID Number"), and home address or office address are as stated below.

STATE OF INDIANA, COUNTY OF ALLEN) SS:

Before me, the undersigned, a Notary Public in and for said County and State, this 5 day of October, 2007, personally appeared: GLADYS N. INGMIRE, being over the age of eighteen (18) years, and acknowledged the execution of the foregoing deed. In witness whereof, I have hereunto subscribed my name and affixed my official seal.

My commission expires:______________________ Signature Jeffrey S. Harlan

Resident of ___________________ County Printed_____________________________________, Notary Public

Jeffrey S. Harlan, Notary Public
Allen County, State of Indiana
My Commission Expires July 5, 2010

This instrument prepared by Jon A. Bomberger, Attorney at Law, Baker & Daniels LLP, 111 East Wayne Street, Suite 800, Fort Wayne, Indiana 46802 Attorney No. 4229-02

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law: ___________________________________

MAIL TO:

THIS FORM HAS BEEN PREPARED FOR USE IN THE STATE OF INDIANA BY LAWYERS ONLY, THE SELECTION OF A FORM OF INSTRUMENT, FILLING IN BLANK SPACES, STRIKING OUT PROVISIONS, AND INSERTION OF SPECIAL CLAUSES MAY CONSTITUTE THE PRACTICE OF LAW WHICH SHOULD ONLY BE DONE BY A LAWYER.

Mail tax bills to:

WARRANTY DEED

THIS INDENTURE WITNESSETH, That **GLADYS N. INGMIRE**, being over the age of eighteen (18) years ("Grantor"), of Allen County in the State of Indiana CONVEYS AND WARRANTS TO **THE CITY OF FORT WAYNE, INDIANA, acting by and through its Board of Public Works** ("Grantee"), of Allen County in the State of Indiana, in consideration of One Dollar and other valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the following described real estate in Allen County, in the State of Indiana:

> The West 50.00 feet together with the South 100.00 feet of the following described parcel described in Deed Record 648, page 384 situated within Lot Number 8 in Glendale Suburban Acres Addition to the City of Fort Wayne, Indiana, as recorded in Plat Record 4, pages 59-60 as follows, to-wit:
> Commencing at the intersection of the West line of Smith Road (formerly known as Preston Avenue) with the South line of Glendale Drive (formerly known as Taylor Street); thence Southerly along the West line of Smith Road, a distance of 497 feet; thence Westerly by a deflection angle to the right of 88 degrees 10 minutes, a distance of 312.5 feet; thence Northerly by a deflection angle to the right of 91 degrees 51 minutes, a distance of 315.1 feet to a point on the South line of Glendale Drive; thence Northeasterly by a deflection angle to the right of 58 degrees 25 minutes and along the South line of Glendale Drive, a distance of 366 feet to the point of beginning, and containing 2.89 acres of land, more or less.
>
> SUBJECT TO the second installment of real estate taxes for the year 2006, due and payable in November of 2007, and all subsequent real estate taxes, all zoning laws and ordinances, building, use and occupancy restrictions, building lines, easements and rights-of-way of record.

Dated this 5th day of October, 2007.

x Gladys N. Ingmire
GLADYS N. INGMIRE

Order No. : 750706202

EXHIBIT "A"

THE WEST 50.00 FEET TOGETHER WITH THE SOUTH 100.00 FEET OF THE FOLLOWING DESCRIBED PARCEL DESCRIBED IN DEED RECORD 648, PAGE 384 SITUATED WITHIN LOT NUMBER 8 IN GLENDALE SUBURBAN ACRES ADDITION TO THE CITY OF FORT WAYNE, INDIANA, AS RECORDED IN PLAT RECORD 4, PAGES 59-60 AS FOLLOWS, TO-WIT:

COMMENCING AT THE INTERSECTION OF THE WEST LINE OF SMITH ROAD (FORMERLY KNOWN AS PRESTON AVENUE) WITH THE SOUTH LINE OF GLENDALE DRIVE (FORMERLY KNOWN AS TAYLOR STREET); THENCE SOUTHERLY ALONG THE WEST LINE OF SMITH ROAD, A DISTANCE OF 497 FEET; THENCE WESTERLY BY A DEFLECTION ANGLE TO THE RIGHT OF 88 DEGREES 10 MINUTES, A DISTANCE OF 312.5 FEET; THENCE NORTHERLY BY A DEFLECTION ANGLE TO THE RIGHT OF 91 DEGREES 51 MINUTES, A DISTANCE OF 315.1 FEET TO A POINT ON THE SOUTH LINE OF GLENDALE DRIVE; THENCE NORTHEASTERLY BY A DEFLECTION ANGLE TO THE RIGHT OF 58 DEGREES 25 MINUTES AND ALONG THE SOUTH LINE OF GLENDALE DRIVE, A DISTANCE OF 366 FEET TO THE POINT OF BEGINNING, AND CONTAINING 2.89 ACRES OF LAND, MORE OR LESS.

Property Address: Smith Rd. & Glendale Dr., , IN

SEAL OF THE STATE OF INDIANA 1816

SALES DISCLOSURE FORM

State Form 46021 (R6/7-06)

Prescribed by Department of Local Government Finance
Pursuant to IC 6-1.1-5.5

PRIVACY NOTICE: The telephone numbers of the parties on this form are confidential according to IC 6-1.1-5.5-3(d).

PART 1 - To be completed by BUYER/GRANTEE and SELLER/GRANTOR (typed or printed in black ink)

PROPERTY TRANSFERRED

Parcel Number(s) (Show additional parcels on separate sheet if necessary.): 02 12 18 428 001 000 076

Acreage or Lot Size: .98

Part of Parcel (split): ●

○

○

Address: Unimproved Land-Smith & Glendale Roads

# of Parcels:

City, Town, or Post Office: Fort Wayne

State: IN

ZIP Code: 46804 -

Tax Billing Address (if other than property address):

City, Town, or Post Office:

State:

ZIP Code: -

Legal Description: See Attached

CONDITIONS

Identify all conditions/items that apply

NOTE: If items 12-21 apply, filers are not subject to disclosure filing fee.

- ○ 1-Buyer is an adjacent property owner
- ○ 2-Vacant Land
- ○ 3-Exchange for other real property ("Trade")
- ○ 4-Seller Paid Points; amount if applicable $, ,
- ○ 5-Change planned in the primary use of the property? Describe in special circumstances.
- ○ 6-Existence of family or business relationship between buyer and seller
- ○ 7- Land Contract Dated: ______
- ○ 8-Personal property included in transfer; amount if applicable $, ,
- ○ 9- Significant physical changes to property between March 1 and date of sale
- ○ 10- Non-Warranty deed; specify type ______
- ○ 11- Partial Interest. Describe in special circumstances.
- ○ 12-Security interest documents such as mortgages or trust deeds.
- ○ 13-Leases less than 90 years
- ○ 14-Document resulting from foreclosure, or express threat of foreclosure, divorce court order, condemnation, probate or other judicial proceedings.
- ○ 15-Agreements and other documents for mergers, consolidations, and incorporations
- ○ 16-Quitclaim deeds not serving as a source of title
- ○ 17-Documents involving the partition of land between tenants in common, joint tenants, or tenants by the entirety.
- ○ 18-Transfer to a charity, not-for-profit or government institution
- ○ 19-Transfer for no or discounted consideration, or gift
- ○ 20-Rerecording to correct prior recorded document
- ○ 21-Easements, Right-of-way grants

SALES DATA

Contract Date (MM/DD/YYYY): 10/05/2007

Sales Price: $ 13,500

Describe any unusual or special circumstances related to this sale, including the specification of any less-than-complete ownership interest and terms of seller financing.

INDIANA SALES DISCLOSURE FORM

PART 1 - To be completed by BUYER/GRANTEE and SELLER/GRANTOR (typed or printed in black ink)

Seller(s)/Grantor(s)

Seller 1 - Name or Entity as appears on deed: Gladys N. Ingmire

Address: 3612 Smith Road

City, Town, or Post Office: Fort Wayne

State: IN

ZIP Code: 46804 -

Seller 2 - Name or Entity as appears on deed:

Address:

City, Town, or Post Office:

State:

ZIP Code: -

Preparer Name and Address: Jeffrey S. Harlan LandAmerica Lawyers Title
727 S Clinton Street Fort Wayne IN 46802

Preparer Phone: 260 - 424 - 2929

Buyer(s)/Grantee(s)

Buyer 1 - Name or Entity as appears on deed: City of Fort Wayne, acting by and through its Board of Public Works

Will this property be the buyer's primary residence? ○ Yes ○ No

Address:

City, Town, or Post Office: Fort Wayne

State: IN

ZIP Code: 46802 -

Buyer 2 - Name or Entity as appears on deed:

Address:

City, Town, or Post Office:

State:

ZIP Code: -

Signatures

Under penalties of perjury, I hereby certify that this Sales Disclosure, to the best of my knowledge and belief, Is true, correct and complete as required by law, and is prepared in accordance with IC 6-1.1-5.5, "Real Property Sales Disclosure Act".

Signature of Seller: Attorney for Seller

Seller Sign Date (MM/DD/YYYY): 10 / 5 / 2007

Seller Phone: 260 - -

Signature of Buyer: Attorney for Buyer

Buyer Sign Date (MM/DD/YYYY): 10 / 05 / 2007

Buyer Phone: 260 - -

PART 2 - COUNTY AUDITOR

AUDITOR'S FILE STAMP

Completion ○ Yes ○ No

Date Entered in Transfer Book

/ /

PART 3 - COUNTY OR TOWNSHIP ASSESSOR

County Assessor or other assessing offical must verify and complete the following information:

○ **Significant physical changes to property between March 1 and date of sale**

$, , **AV LAND**

Property class / use code

Taxing District (DLGF assigned)

$, , **AV IMPV**

$, , **AV TOTAL**

○ **Valid Sale**

NEIGHBORHOOD CODE

SELLER'S STATEMENT

Date: October 5, 2007

GFNo: 750706202

Sale From: Gladys N. Ingmire

To: The River Greenway Consortium, Inc. dba Greenway Consortium

Property: Lot 8, Glendale Suburban Acres Addition Allen County, Indiana
Smith Rd. & Glendale Dr.
IN

Sales Price		$13,500.00
Reimbursements/Credits		
2007 Pay 2008 Real Estate Taxes Will Be Paid Outside Of Closing By The Parties	$0.00	
Total Reimbursements/Credits		$0.00
Gross Amount Due to Seller		$13,500.00
Less: Charges and Deductions		
2nd Installment 2006 Pay 2007 Real Estate Taxes to Allen County Treasurer	$785.82	
2007 Pay 2008 Real Estate Taxes Will Be Paid Outside Of Closing By The Parties	$0.00	
Total Charges and Deductions		$785.82
Net Amount Due to Seller		**$12,714.18**

Seller understands the Closing or Escrow Agent has assembled this information representing the transaction from the best information available from other sources and cannot guarantee the accuracy thereof. The lender involved may be furnished a copy of this statement.

Seller understands that tax and insurance prorations and reserves were based on figures for the preceding year or supplied by others or estimates for the current year, and in the event of any change for current year, all necessary adjustments must be made between Purchaser and Seller direct.

The undersigned hereby authorizes Lawyers Title Insurance Corporationto make expenditure and disbursements as shown above and approves same for payment. The undersigned also acknowledges receipt of Loan Funds, if applicable, in the amount shown above and a receipt of a copy of this Statement

Lawyers Title Insurance Corporation

By Jeffrey S. Harlan
Jeffrey Harlan

Gladys N. Ingmire
Gladys N. Ingmire

Printed at: 10/05/2007 (02:15 pm)

Compliments of **Lawyers Title Insurance Corporation**

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PURCHASER'S STATEMENT

Date: October 5, 2007

GFNo: 750706202

Sale From: Gladys N. Ingmire

To: The River Greenway Consortium, Inc. dba Greenway Consortium

Property: Lot 8, Glendale Suburban Acres Addition Allen County, Indiana
Smith Rd. & Glendale Dr.
IN

Purchase Price			**$13,500.00**
Plus: Charges			
Closing Fee to LandAmerica/Lawyers Title		$400.00	
Recording Service Fee to LandAmerica/Lawyers Title		$35.00	
2007 Pay 2008 Real Estate Taxes Will Be Paid Outside Of Closing By The Parties		$0.00	
Title Insurance		$304.00	
Basic Owner	$299.00		
TIEFF	$5.00		
Total Charges			**$739.00**
Gross Amount Due By Purchaser			**$14,239.00**
Less: Credits			
2007 Pay 2008 Real Estate Taxes Will Be Paid Outside Of Closing By The Parties		$0.00	
Total Credits			**$0.00**
Balance Due by Purchaser			**$14,239.00**

Purchaser understands the Closing or Escrow Agent has assembled this information representing the transaction from the best information available from other sources and cannot guarantee the accuracy thereof. The lender involved may be furnished a copy of this statement.

Purchaser understands that tax and insurance prorations and reserves were based on figures for the preceding year or supplied by others or estimates for the current year, and in the event of any change for current year, all necessary adjustments must be made between Purchaser and Seller direct.

The undersigned hereby authorizes Lawyers Title Insurance Corporationto make expenditure and disbursements as shown above and approves same for payment. The undersigned also acknowledges receipt of Loan Funds, if applicable, in the amount shown above and a receipt of a copy of this Statement

Lawyers Title Insurance Corporation

By Jeffrey S. Harlan
Jeffrey Harlan

The River Greenway Consortium, Inc. dba Greenway Consortium

By: ______________________
Its Vice President

Printed at: 10/05/2007 (02:15 pm)

Compliments of **Lawyers Title Insurance Corporation**

ESTIMATE AND REQUEST OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA

TO: The Common Council of the City of Fort Wayne, Indiana
Clerk of the City of Fort Wayne, Indiana

The Board of Public Works (the "Board") of the City of Fort Wayne, Indiana (the "City"), desires to acquire certain utility assets of Utility Center, Inc. now d/b/a Aqua Indiana, for the operation of the Waterworks as authorized under Indiana Code 36-9-23, as amended (collectively, the "Project").

Based on studies by the consultants for the City, the cost of financing the Project, along with costs and expenses incidental thereto, is in the amount not to exceed Twenty-one Million Fifteen Thousand and 00/100 Dollars ($21,015,000.00). The foregoing estimate is a true, fair and complete estimate of the probable costs to be paid by the City to finance the Project based on a careful and thorough examination of all the facts surrounding the Project. The Project is a legitimate expense of the City.

The Board has considered alternatives for the funding of the Project and has decided that the only acceptable means for the financing of such Project together with costs and expenses incidental thereto, is the issuance by the City of waterworks utility revenue bonds in an amount not to exceed Twenty-one Million Fifteen Thousand and 00/100 Dollars ($21,015,000.00) (the "Bonds") and bond anticipation notes in anticipation of the issuance of the bonds in an aggregate principal amount not to exceed Seventeen Million Eight Hundred Forty and 00/100 Dollars ($17,840,000.00) (the "BANs").

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The Board hereby requests that the Common Council of the City authorize the issuance of the Bonds and the BANs for the costs of the Project together with all costs and expenses incidental thereto, including the costs of issuance of the Bonds and the BANs.

We each affirm, under the pains and penalties for perjury, that the foregoing representations are true to the best of our individual knowledge and belief.

* * * * *

Dated this 10th day of October, 2007.

BOARD OF PUBLIC WORKS OF THE
CITY OF FORT WAYNE, INDIANA

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST:

Marilyn Huth
Marilyn Huth, Clerk

Copy of Ordinance
is in the file folder
for Agua Indian
(Retriever)

RESOLUTION NO. 94-10-10-07-2

RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, CONCERNING THE FINANCING OF THE ACQUISITION OF CERTAIN UTILITY ASSETS OF UTILITY CENTER, INC., NOW D/B/A AQUA INDIANA, INC., APPROVING THE FORM OF A WATERWORKS UTILITY REVENUE BOND ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF ONE OR MORE SERIES OF REVENUE BONDS AND BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE AND SALE OF SUCH BONDS AND RECOMMENDING ITS ADOPTION TO THE COMMON COUNCIL OF THE CITY, AND OTHER RELATED MATTERS

WHEREAS, the City of Fort Wayne, Indiana (the "City"), has previously established and constructed and now owns and operates through its Board of Public Works (the "Board") a waterworks furnishing the public supply of water to the City and its inhabitants (the "Waterworks") pursuant to Indiana Code 8-1.5, as amended (the "Act"); and

WHEREAS, the Board desires to acquire certain utility assets of Utility Center, Inc., now d/b/a Aqua Indiana, Inc., for the operation of the Waterworks (collectively, the "Project"); and

WHEREAS, in order to finance the cost of the Project, it will be necessary to issue one or more series of waterworks utility revenue bonds of the City (the "Revenue Bonds") in an aggregate principal amount not to exceed Twenty-one Million Fifteen Thousand and 00/100 Dollars ($21,015,000.00) payable out of the "net revenues" of the Waterworks (defined as gross revenues of the Waterworks after deduction only for the payment of the reasonable expenses of operation, repair and maintenance, as more particularly described in the hereinafter-defined Bond Ordinance and bond anticipation notes in anticipation of the issuance

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of the Revenue Bonds in an aggregate principal amount not to exceed Seventeen Million Eight Hundred Forty Thousand and 00/100 Dollars ($17,840,000.00) (the "BANs")); and

WHEREAS, a proposed form of bond ordinance (the "Bond Ordinance") authorizing the issuance of the Revenue Bonds and the BANs to finance the costs of the Project and the costs of issuance of the Revenue Bonds and the BANs has been duly considered by the Board and found satisfactory, a copy of which is attached hereto as Exhibit A; and

WHEREAS, the Board desires to recommend the adoption of the proposed Bond Ordinance to the Common Council of the City (the "Common Council");

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of Fort Wayne, Indiana, as follows:

1. The Board requests the Common Council to authorize the issuance of one or more series of the Revenue Bonds in an amount not to exceed Twenty-one Million Fifteen Thousand and 00/100 Dollars ($21,015,000.00), and the BANs in an amount not to exceed Seventeen Million Eight Hundred Forty Thousand and 00/100 Dollars ($17,840,000.00), on the terms and conditions set out in the proposed form of Bond Ordinance presented at this meeting, by the adoption of the proposed Bond Ordinance.

2. The Secretary of the Board is hereby directed to present a copy of this Resolution, the Estimate and Request of the Board and the proposed Bond Ordinance to the Clerk of the City for presentation to the Common Council as soon as may be done.

3. This Resolution shall be in full force and effect from and after its adoption by the Board.

* * * * *

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ADOPTED at a meeting of the Board of Public Works of the City of Fort Wayne, Indiana, held on October 10th, 2007, at the City-County Building, Omni Room, Room 250, One Main Street, Fort Wayne, Indiana.

BOARD OF PUBLIC WORKS OF THE
CITY OF FORT WAYNE, INDIANA

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST:

Marilyn Huth
Marilyn Huth, Clerk

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EXHIBIT A

PROPOSED FORM OF BOND ORDINANCE

#21
DVD
AVAILABLE

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA SUSTAINING RESOLUTION 94-09-19-07-01 AWARDING DAMAGES SUSTAINED AND ASSESSING THE BENEFITS ACCRUED TO CERTAIN REAL AND PERSONAL PROPERTY AND CONFIRMING RESOLUTION 89-183-6 THE BOARD OF PUBLIC WORKS APPROPRIATING AND CONDEMNING REAL AND PERSONAL PROPERTY.

RESOLUTION NUMBER: #94-10-10-07-1

WHEREAS in June of 2002, the Board of Public Works ("Board") of the City of Fort Wayne, Indiana ("City"), adopted a resolution entitled *Appropriating and Condemning Real and Personal Property for Use by the City of Fort Wayne, Indiana for the Acquisition of the Utility Center, Inc. D/B/A AquaSource North Sewer and Water Systems, Resolution No. 89-183-6* ("Original Resolution");

WHEREAS in July of 2002, the Board adopted a resolution confirming the Original Resolution entitled *Confirming Resolution 89-183-6 of the Board of Public Works Appropriating and Condemning Real and Personal Property for Use by the City of Fort Wayne, Indiana for the Acquisition of Utility Center, Inc. D/B/A AquaSource North Sewer and Water Systems, Resolution No. 89-211-1* ("Confirming Resolution");

WHEREAS in December of 2003, the Board adopted a resolution awarding the damages sustained and assessing the benefits accrued entitled *Awarding the Damages Sustained and Assessing the Benefits Accrued to Certain Real and Personal Property and Confirming Resolution 89-183-6 of the Board of Works Appropriating and Condemning Real and Personal Property, Resolution No. 90-402-39* ("Awarding Resolution");

WHEREAS in October of 2004, the Board adopted a resolution further amending the Awarding Resolution entitled *Further Amending Resolution 90-402-39 Awarding the Damages Sustained and Assessing the Benefits Accrued to Certain Real and Personal Property and Confirming Resolution 89-183-6 of the Board of Works Appropriating and Condemning Real and Personal Property to Reschedule the Remonstrance Hearing and Seek Updates to the Appraisals, Resolution No. 91-250-9* ("Amending Resolution"); and

WHEREAS, in December of 2004, the Board adopted a resolution entitled, *Further Amending Resolution 90-402-39 Awarding The Damages Sustained And Assessing The Benefits Accrued To Certain Real And Personal Property And Confirming Resolution 89-183-6 And Resolution 91-250-9 Of The Board Of Public Works Appropriating And Condemning Real And Personal Property To Reschedule The Remonstrance Hearing*, Resolution No. 91-336-03;

WHEREAS also in December of 2004, the Board adopted a resolution entitled, *Awarding Damages Sustained and Assessing the Benefits Accrued to Certain Real and Personal Property and Confirming Resolution 89-183-6 of the Board of Public Works Appropriating and Condemning Real and Personal Property to Amend the Award of Damages Sustained and assess the Benefits Accrued, Resolution No. 91-360-7* (First Updated Appraisals Resolution);

WHEREAS, notice of the first updated award of damages was personally delivered to Utility Center Inc., now d/b/a Aqua Indiana, on December 28, 2004;

WHEREAS, on January 11, 2005, the Indiana Court of Appeals granted a request by Aqua Indiana to prohibiting the City from proceeding with condemnation of its North Sewer and Water

Systems (North System) pending the outcome of Aqua Indiana's appeal of the Allen County Circuit Court's ruling that the City was properly proceeding;

WHEREAS, on June 22, 2007, the Indiana Supreme Court determined that the City was correct on all issues and has used the appropriate condemnation proceeding for the North System;

WHEREAS, had Aqua Indiana not prevented the City from proceeding in 2005 with condemnation of the North System, the City would have obtained the North System in early 2005 based on the 2004 appraisals;

WHEREAS, Indiana Code (IC) 32-24-2-8 requires the Board to award damages sustained and assess the benefits accrued to each piece of property to be acquired and to serve written notice of the same upon the owner of each such piece of property, and, in such notices, to name the date on which the Board shall receive or hear written remonstrance from persons with regard to their respective awards or assessments, after such time the Board shall, pursuant to IC 32-24-2-10, sustain or modify such awards or assessments;

WHEREAS, the City's officials remain determined that appraisals are appropriate for determining the fair market value of the Aqua Indiana North Sewer and Water Systems (North System);

WHEREAS, the Board remains determined that it should not purchase the North System for a price greater than the average of two (2) appraisals performed by appraisers with the necessary skills to qualify them for business valuation;

WHEREAS, upon completion of the appraisals, the Board determined that it should review the results and determine the damages sustained and benefits accrued from the condemnation of the North System and serve written notice upon the owners of the affected properties, and in such notice, name the date on which the Board shall receive or hear written remonstrances from persons with regard to their respective awards or assessments;

WHEREAS, the City's officers have taken such action, entered into such agreements and engaged such professionals as necessary, desirable or appropriate to accomplish the updating of the two (2) appraisals of the fair market value of the North System by appraisers;

WHEREAS, said appraisers chosen and employed by the Board had the necessary skills to qualify them for business valuation;

WHEREAS, in September of 2007, the appraisers submitted their updated appraisals to the authorized City officers in order to further update and replace the value arrived in the First Updated Appraisals Resolution;

WHEREAS, in September of 2007, the Board adopted a resolution entitled, *Further Amending Resolution 90-402-39 Awarding The Damages Sustained And Assessing The Benefits Accrued To Certain Real And Personal Property And Confirming Resolution 89-183-6 To Amend the Award of Damages Sustained and Assess the Benefits Accrued and Schedule The Remonstrance Hearing, Resolution No. 94-09-19-07-01* (Second Updated Appraisals Resolution);

WHEREAS, the Board in accordance with IC 32 24-2-8 served notice at least ten (10) days before the remonstrance hearing upon the owner of each piece of effected property showing the amount of the award and stating the date, time and location of the remonstrance hearing and that the Board would hear remonstrance from those persons interested or affected by this proceeding and that the affected property owners, as described in the Original Resolution, were personally given notice of this Resolution;

WHEREAS, on October 3, 2007, at 10:00am in the Omni Room of the City County Building in Fort Wayne, Indiana, the Board conducted a public hearing allowing remonstrance on valuation to be submitted in writing regarding the valuation of said property (Remonstrance Hearing); and

WHEREAS, the Board reviewed the materials submitted at the Remonstrance Hearing and found no reason to modify the Award of Damages Sustained.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

1. That the Board hereby confirms and reaffirms the Original Resolution and the Confirming Resolutions in their entirety.

2. That pursuant to I.C. 32-24-2-7, the Board has prepared a list of the affected property owners as presented in the Original Resolution.

3. That the Board sustains and confirms, based on the updated appraisals and the material received at the Remonstrance Hearing, the maximum proposed cost of the North System to be purchased remains the average of the two (2) updated appraisals included in the Second Updated Appraisals Resolution to be $16,910,500.

4. That the affected property owners, as described in the Original Resolution shall be given notice of this Resolution.

This resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

APPROVED THIS 10th DAY OF October, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk of the Board

Prepared by Thomas T. Nitza, Jr. P.E., Water Resources.

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RESOLUTION NO. 94-10-10-07-2

RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, CONCERNING THE FINANCING OF THE ACQUISITION OF CERTAIN UTILITY ASSETS OF UTILITY CENTER, INC., NOW D/B/A AQUA INDIANA, INC., APPROVING THE FORM OF A WATERWORKS UTILITY REVENUE BOND ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF ONE OR MORE SERIES OF REVENUE BONDS AND BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE AND SALE OF SUCH BONDS AND RECOMMENDING ITS ADOPTION TO THE COMMON COUNCIL OF THE CITY, AND OTHER RELATED MATTERS

WHEREAS, the City of Fort Wayne, Indiana (the "City"), has previously established and constructed and now owns and operates through its Board of Public Works (the "Board") a waterworks furnishing the public supply of water to the City and its inhabitants (the "Waterworks") pursuant to Indiana Code 8-1.5, as amended (the "Act"); and

WHEREAS, the Board desires to acquire certain utility assets of Utility Center, Inc., now d/b/a Aqua Indiana, Inc., for the operation of the Waterworks (collectively, the "Project"); and

WHEREAS, in order to finance the cost of the Project, it will be necessary to issue one or more series of waterworks utility revenue bonds of the City (the "Revenue Bonds") in an aggregate principal amount not to exceed Twenty-one Million Fifteen Thousand and 00/100 Dollars ($21,015,000.00) payable out of the "net revenues" of the Waterworks (defined as gross revenues of the Waterworks after deduction only for the payment of the reasonable expenses of operation, repair and maintenance, as more particularly described in the hereinafter-defined Bond Ordinance and bond anticipation notes in anticipation of the issuance of the Revenue Bonds in an aggregate principal amount not to exceed Seventeen Million Eight Hundred Forty Thousand and 00/100 Dollars ($17,840,000.00) (the "BANs")); and

WHEREAS, a proposed form of bond ordinance (the "Bond Ordinance") authorizing the issuance of the Revenue Bonds and the BANs to finance the costs of the Project and the costs of issuance of the Revenue Bonds and the BANs has been duly considered by the Board and found satisfactory, a copy of which is attached hereto as Exhibit A; and

WHEREAS, the Board desires to recommend the adoption of the proposed Bond Ordinance to the Common Council of the City (the "Common Council");

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of Fort Wayne, Indiana, as follows:

1. The Board requests the Common Council to authorize the issuance of one or more series of the Revenue Bonds in an amount not to exceed Twenty-one Million Fifteen Thousand and 00/100 Dollars ($21,015,000.00), and the BANs in an amount not to exceed Seventeen Million Eight Hundred Forty Thousand and 00/100 Dollars ($17,840,000.00), on the terms and conditions set out in the proposed form of Bond Ordinance presented at this meeting, by the adoption of the proposed Bond Ordinance.

2. The Secretary of the Board is hereby directed to present a copy of this Resolution, the Estimate and Request of the Board and the proposed Bond Ordinance to the Clerk of the City for presentation to the Common Council as soon as may be done.

3. This Resolution shall be in full force and effect from and after its adoption by the Board.

* * * * *

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ADOPTED at a meeting of the Board of Public Works of the City of Fort Wayne, Indiana, held on October 10th, 2007, at the City-County Building, Omni Room, Room 250, One Main Street, Fort Wayne, Indiana.

BOARD OF PUBLIC WORKS OF THE
CITY OF FORT WAYNE, INDIANA

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST:

Marilyn Huth
Marilyn Huth, Clerk

EXHIBIT A

PROPOSED FORM OF BOND ORDINANCE

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ORDINANCE NO. ____________

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, AUTHORIZING THE ACQUISITION BY THE CITY OF FORT WAYNE, INDIANA, OF CERTAIN IMPROVEMENTS AND EXTENSIONS TO THE CITY'S WATERWORKS, THE ISSUANCE AND SALE OF REVENUE BONDS TO PROVIDE FUNDS FOR THE PAYMENT OF THE COSTS THEREOF, THE ISSUANCE AND SALE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE AND SALE OF SUCH BONDS, AND THE COLLECTION, SEGREGATION AND DISTRIBUTION OF THE REVENUES OF SUCH WATERWORKS AND OTHER RELATED MATTERS

WHEREAS, the City of Fort Wayne, Indiana (the "City") has heretofore established and constructed and currently owns and operates a waterworks by and through its Board of Public Works (the "Board") for the provision of public water supply to the City and its inhabitants (the "Waterworks"), in accordance with the provisions of Indiana Code 8-1.5, as amended (the "Act"); and

WHEREAS, the Board has represented to the Common Council of the City (the "Common Council") and the Common Council has determined that it is appropriate for the Waterworks to acquire certain utility assets of Utility Center, Inc., now d/b/a Aqua Indiana, Inc. (the "Utility"), for the operation of the Waterworks (collectively, the "Project"), in order to serve adequately and protect and promote the public health, welfare and property of the inhabitants of the City; and

WHEREAS, the Common Council further finds that the estimated cost of the acquisition of the Utility and including all authorized costs relating thereto, including the costs of issuance of bonds and bond anticipation notes (the "BANs") on account of the financing of all or a portion thereof, will be in the estimated amount not to exceed Twenty-one Million Fifteen Thousand and 00/100 Dollars ($21,015,000.00); and

WHEREAS, the Common Council finds that to provide funds necessary to pay for all or a portion of the costs of acquiring the utility assets of the Utility, it will be necessary for the City to issue waterworks utility revenue bonds in an amount not to exceed Twenty-one Million Fifteen Thousand and 00/100 Dollars ($21,015,000.00), and BANs in an amount not to exceed Seventy Million Eight Hundred Forty Thousand and 00/100 Dollars ($17,840,000.00); and

WHEREAS, the City desires to authorize the issuance of waterworks utility revenue bonds, payable from the net revenues (as hereinafter defined) of the Waterworks, and BANs payable from proceeds of such waterworks utility revenue bonds, issued to finance all or a portion of the aforementioned costs of the Project, and to authorize the refunding of said BANs, if issued; and

WHEREAS, pursuant to Ordinance No. S-79-96, adopted by the Common Council on November 12, 1996 (the "1997 Ordinance"), the City has heretofore issued its waterworks revenue bonds (the "1997 Bonds"), payable from the net revenues of the Waterworks, outstanding, as of the adoption of this Ordinance, in the aggregate principal amount of Three Million Fifty-five Thousand and 00/100 Dollars ($3,055,000.00), bearing interest at per annum rates of 4.75%, maturing annually on December 1 in the years 2007 to 2011 inclusive; and

WHEREAS, pursuant to Ordinance No. S-127-02, adopted by the Common Council on October 22, 2002 (the "2003 Ordinance"), the City has heretofore issued its waterworks revenue bonds (the "2003 Bonds"), payable from the net revenues of the Waterworks, outstanding, as of the adoption of this Ordinance, in the aggregate principal amount of Four Million Five Hundred Thirty-five Thousand and 00/100 Dollars ($4,535,000.00), bearing interest at per annum rates ranging from 3.00% to 4.25%, maturing annually on December 1 in the years 2007 to 2017 inclusive; and

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WHEREAS, pursuant to Ordinance No. S-72-04, adopted by the Common Council on August 24, 2004 (the “2005 Ordinance”), the City has heretofore issued its waterworks revenue bonds (the “2005 Bonds”), payable from the net revenues of the Waterworks, outstanding, as of the adoption of this Ordinance, in the aggregate principal amount of Sixteen Million Seven Hundred Thousand and 00/100 Dollars ($16,700,000.00), bearing interest at per annum rates ranging from 3.000% to 4.125%, maturing annually on December 1 in the years 2007 to 2019 inclusive; and

WHEREAS, pursuant to Ordinance No. S-54-06, adopted by the Common Council on April 25, 2006 (the “2006 Ordinance” and with the 1997 Ordinance, the 2003 Ordinance and the 2005 Ordinance, the “Prior Ordinances”), the City has heretofore issued its waterworks revenue bonds (the “2006 Bonds” and with the 1997 Bonds, the 2003 Bonds and the 2005 Bonds, the “Prior Bonds”), payable from the net revenues of the Waterworks, outstanding, as of the adoption of this Ordinance, in the aggregate principal amount not to exceed Thirty-one Million Nine Hundred Thousand and 00/100 Dollars ($31,900,000.00), bearing interest at per annum rate of 3.95%, maturing annually on December 1 in the years 2007 to 2021 inclusive; and

WHEREAS, pursuant to the Prior Ordinances, the City reserved the right to authorize the issuance of additional revenue bonds ranking on a parity with the Prior Bonds ranking on parity basis with the Prior Bonds outstanding under the Prior Ordinances for the purpose of financing the cost of future additions, extensions and improvements to the Waterworks, provided that certain conditions are met; and

WHEREAS, Crowe Chizek and Company LLC, Financial Advisor to the City (the “Financial Advisor”), has been employed by the Board, have analyzed the records and finances of the Waterworks, and have submitted preliminary evidence and findings demonstrating compliance with the conditions set forth in the Prior Ordinance for the issuance of additional revenue bonds payable out of the revenues of the Waterworks and ranking on a parity with the Prior Bonds; and

WHEREAS, subject to the provisions of the immediately preceding paragraph, the Common Council now finds that all conditions precedent to the adoption of an ordinance authorizing the issuance of additional waterworks utility revenue bonds, on a parity basis with the Prior Bonds, and BANs, if necessary, to provide the necessary funds to be applied to the costs of the Project and all authorized costs relating thereto, have been complied with in accordance with the provisions of the Act and Indiana Code 5-1-14-5; and

WHEREAS, the Common Council consequently seeks to authorize the issuance of waterworks utility revenue bonds and BANs to finance the acquisition of the Project pursuant to the Act and Indiana Code 5-1-14-5 and the sale of one or more series of such revenue bonds to the Indiana Bond Bank (the "Bond Bank") pursuant to the provisions of Indiana Code 5-1.5, or at public sale pursuant to the provisions of Indiana Code 5-1-11, and the sale of such BANs pursuant to the provisions of the Act and Indiana Code 5-1-14-5, subject to and dependent upon the terms and conditions hereinafter set forth; and

WHEREAS, certain preliminary expenditures related to the payment of the costs of the Project have been or will be incurred by or on behalf of the City prior to the issuance and delivery of such waterworks utility revenue bonds and BANs; and

WHEREAS, the Common Council desires to express its intention to reimburse such expenditures as have been or may be incurred prior to the issuance of such waterworks utility revenue bonds and BANs, pursuant to Indiana Code 5-1-14-6 and in compliance with

Section 1.150-2 of the U.S. Treasury Regulations promulgated by the Internal Revenue Service (the "Treasury Regulations");

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

Section 1. Acquisition of the Project. The City, acting by and through the Board, and as the owner and operator of the Waterworks, hereby orders, authorizes and directs the Board to acquire any and all necessary property and to proceed with the acquisition of improvements or extensions to the Waterworks, pursuant to the Act and in accordance with the plans, specifications and cost estimates heretofore prepared and filed with the Board, which plans, specifications and cost estimates are hereby adopted and approved and, by reference, incorporated fully into this Ordinance, and two copies of which are now on file in the office of the Controller of the City (the "Controller") and are open for public inspection. The actions of the Board in connection with the acquisition of any and all necessary property and the acquisition and financing of such improvements and extensions to the Waterworks are hereby authorized, approved, ratified and confirmed.

Where used in this Ordinance, the term "City" shall be construed also to include any department, board (including the Board), commission or officer or officers of the City or of any City department, board or commission. The terms "Waterworks," "waterworks," "works" and similar terms used in this Ordinance shall be construed to mean and include the existing structures and property of the Waterworks for the provision of public water supply, and all enlargements, improvements, extensions and additions thereto, and replacements thereof, now or subsequently constructed or acquired, whether from the proceeds of the bonds and BANs authorized herein or otherwise. Such improvements and extensions shall be constructed and the bonds and BANs herein authorized shall be issued pursuant to the provisions of this Ordinance, the Act and Indiana Code 5-1-14-5.

Section 2. Description of the Project. The Project to be funded with the proceeds of the Bonds is the acquisition of certain utility assets of the Utility.

The City, acting by and through the Board, shall proceed with the acquisition of the Project and shall take all actions necessary or appropriate for such purpose, in conformity with and subject to the requirements and conditions set forth in this Ordinance and in the Act.

Section 3. The Bonds. In accordance with the Act and for the purpose of providing funds with which to pay the costs of the Project, together with all authorized costs relating thereto including the costs of issuance of the bonds on account thereof, and refunding the BANs, if any, described below, the City shall issue and sell its waterworks utility revenue bonds in an aggregate principal amount not to exceed Twenty-one Million Fifteen Thousand and 00/100 Dollars ($21,015,000.00) (the "Bonds"). The principal of and redemption premium, if any, and interest on the Bonds shall be payable solely out of the Waterworks Sinking Fund referred to below, on a parity with the Prior Bonds.

Any other provisions of this Ordinance to the contrary notwithstanding, the Bonds shall be issued on a parity with the Prior Bonds, and none of the provisions of this Ordinance shall be construed to affect the rights of the holders of the Prior Bonds. The Controller is authorized to employ the Financial Advisor, or any other certified public accountant or firm of certified public accountants to perform any and all computations necessary to confirm the preliminary evidence and findings demonstrating compliance with the conditions set forth in the Prior Ordinances for the issuance of additional revenue bonds on parity with the Prior Bonds. The City shall not issue the Bonds without first receiving a certificate from the Financial Advisor or other certified public

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accountant or firm of certified public accountants in form and substance satisfactory to the Controller and Baker & Daniels LLP, Fort Wayne, Indiana, bond counsel for the City, and to the effect that the City and the Waterworks are in complete compliance with the conditions set forth in the Prior Ordinances for the issuance of additional revenue bonds on parity with the Prior Bonds.

The Bonds shall be designated as the "City of Fort Wayne, Indiana, Waterworks Utility Revenue Bonds, Series 200_" (with the year of issuance to be completed upon the issuance of the Bonds). The Bonds shall be issued as fully registered bonds in denomination or denominations of Five Thousand Dollars ($5,000) and any integral multiples thereof not exceeding the aggregate principal amount of such Bonds maturing in any one year, or in the event that the Bonds are sold to the Bond Bank pursuant to Indiana Code 5-1.5 and Section 11 hereof, shall be in such denominations as the Bond Bank may request. The Bonds shall be numbered consecutively from __R-1 upward (with the blank to be filled in with the last two digits of the calendar year of issuance of the Bonds) and shall bear interest at a rate or rates not exceeding eight percent (8.0%) per annum (the exact rate or rates to be determined by negotiation with the Bond Bank or by bidding, as further described in Section 11 hereof). Said interest rate or rates shall be in multiples of one-eighth (1/8) or one-twentieth (1/20) of one percent (1%) if sold by bidding and one-one hundredth (1/100) of one percent (.01%) if sold by negotiations. All Bonds and/or BANs maturing on the same date shall bear the same rate of interest on Bonds and/or BANs of an earlier maturity. Interest on the Bonds shall be calculated on the basis of twelve (12) thirty (30)-day months for a three hundred sixty (360)-day year and shall be payable semiannually on June 1 and December 1 of each year (each, an "Interest Payment Date"), commencing not earlier than June 1, 2009, with the first interest payment date to be determined

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by the Controller with the advice of the Financial Advisor and set forth in the Issuer's Certificate (as hereinafter defined), until principal is fully paid. The principal of the Bonds shall mature serially on December 1 of each year, commencing not earlier than December 1, 2009, and ending not later than December 1, 2028, on the dates and in the principal amounts as set forth in the Issuer's Certificate. The final amortization schedule for the Bonds shall be certified by the Controller to effectuate annual debt service as level as practicable (which may, if deemed in the City's best interest, take into consideration the remaining debt service on the Prior Bonds).

The Bonds shall bear an original issue date which shall be the date of delivery of the Bonds, as set forth in the Issuer's Certificate (unless otherwise provided in the Purchase Agreement (as hereinafter defined) in the event the Bonds are sold to the Bond Bank), and each Bond shall also bear the date of its authentication. Any Bond authenticated on or before the fifteenth day of the calendar month immediately preceding the first Interest Payment Date shall pay interest from its original issue date (unless otherwise provided in the Purchase Agreement in the event the Bonds are sold to the Bond Bank). Any Bond authenticated thereafter shall pay interest from the Interest Payment Date next preceding the date of authentication of such Bond to which interest thereon has been paid or duly provided for, unless such Bond is authenticated after the fifteenth day of the calendar month immediately preceding an Interest Payment Date and on or before such Interest Payment Date, in which case interest thereon shall be paid from such Interest Payment Date.

Section 4. Registrar and Paying Agent; Payment on Bonds. The Controller is hereby authorized to appoint a registrar and a paying agent for any series of the Bonds or BANs (the "Registrar" and the "Paying Agent," and in both such capacities, the "Registrar and Paying Agent"). The Registrar and Paying Agent shall be charged with and shall by appropriate

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agreement undertake the performance of all of the duties and responsibilities customarily associated with each such position, including, without limitation, the authentication of the Bonds and BANs. The Controller is authorized and directed to enter into such agreements and understandings with the Registrar and Paying Agent and any subsequent Registrar and Paying Agent as will enable and facilitate the performance of its duties and responsibilities, and is authorized and directed to pay such fees as the Registrar and Paying Agent may reasonably charge for its services in such capacity, and such fees may be paid from the Waterworks Sinking Fund created under the Prior Ordinances and continued herein.

The Registrar and Paying Agent may at any time resign as Registrar and Paying Agent upon giving thirty (30) days' notice in writing to the City and by first-class mail to each registered owner of the Bonds or BANs then outstanding, and such resignation will take effect at the end of such thirty (30) days or upon the earlier appointment of a successor Registrar and Paying Agent by the City. Any such notice to the City may be served personally or sent by certified mail. The Registrar and Paying Agent may also be removed at any time as Registrar and Paying Agent by the City, in which event the City may appoint a successor Registrar and Paying Agent. The City shall notify each registered owner of the Bonds or BANs then outstanding by first-class mail of the removal of the Registrar and Paying Agent. Notices to registered owners of the Bonds or BANs shall be deemed to be given when mailed by first-class mail to the addresses of such registered owners as they appear on the registration books kept by the Registrar. Any predecessor Registrar and Paying Agent shall deliver all of the Bonds or BANs and cash in its possession with respect thereto, together with the registration books, to the successor Registrar and Paying Agent. The Controller is hereby authorized to act on behalf of the City with regard to any of the aforementioned actions of the City relating to the resignation or removal of the Registrar and Paying Agent and appointment of a successor Registrar and Paying Agent.

Principal of and any redemption premium on the Bonds, and principal and interest on the BANs, shall be payable at the principal corporate trust office of the Paying Agent. Interest on the Bonds shall be paid by check or draft mailed or delivered by the Paying Agent to the registered owner thereof at the address as it appears on the registration books kept by the Registrar as of the fifteenth day of the calendar month immediately preceding the Interest Payment Date or at such other address as may be provided to the Paying Agent in writing by such registered owner. Notwithstanding anything in this Ordinance to the contrary, so long as The Depository Trust Company, New York, New York ("DTC"), or its nominee, or any successor thereto, is the registered owner of the Bonds or BANs, the principal of and premium, if any, and interest on the Bonds or BANs will be paid directly to DTC by wire transfer in same-day funds by the Paying Agent. Notwithstanding the foregoing, principal of and interest on the Bonds or BANs, if registered in the name of the Bond Bank, shall be paid by wire transfer to a financial institution if and as directed by the Bond Bank, on the due date of such payment or, if such date is a day when financial institutions are not open for business, on the business day immediately preceding such due date. So long as the Bond Bank is the registered owner of the Bonds or BANs, the Bonds or BANs shall be presented for payment as directed by the Bond Bank. All payments on the Bonds and the BANs shall be made in any coin or currency of the United States of America which, on the dates of such payments, shall be legal tender for the payment of public or private debt.

Section 5. Transfer and Exchange of Bonds; Book-Entry. Each Bond or BAN shall be transferable or exchangeable only on the books of the City maintained for such purpose at the

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principal corporate trust office of the Registrar, by the registered owner thereof in person, or by his or her attorney duly authorized in writing, upon surrender of such Bond or BAN together with a written instrument of transfer or exchange satisfactory to the Registrar duly executed by the registered owner or his or her attorney duly authorized in writing, and thereupon a new fully registered Bond or Bonds or BAN or BANs in the same aggregate principal amount and of the same maturity shall be executed and delivered in the name of the transferee or transferees or the registered owner, as the case may be, in exchange therefor. Each Bond or BAN may be transferred or exchanged without cost to the registered owner, except for any tax or other governmental charge which may be required to be paid with respect to such transfer or exchange. The Registrar shall not be obligated to make any transfer or exchange of any Bond or BAN (i) during the fifteen (15) days immediately preceding an Interest Payment Date or (ii) after the mailing of notice calling such Bond or BAN for redemption. The City, the Registrar and the Paying Agent may treat and consider the person in whose name any Bond or BAN is registered as the absolute owner thereof for all purposes including the purpose of receiving payment of, or on account of, the principal thereof, and redemption premium, if any, and interest thereon.

In the event any Bond or BAN is mutilated, lost, stolen or destroyed, the City may cause to be executed and the Registrar may authenticate a new Bond or BAN of like date, maturity, series and denomination as the mutilated, lost, stolen or destroyed Bond or BAN, which new Bond or BAN shall be marked in a manner to distinguish it from the Bond or BAN for which it was issued; provided, that in the case of any mutilated Bond or BAN, such mutilated Bond or BAN shall first be surrendered to the Registrar, and in the case of any lost, stolen or destroyed Bond or BAN there shall be first furnished to the Registrar evidence of such loss, theft or destruction satisfactory to the City and the Registrar, together with indemnity satisfactory to them. In the event that any such mutilated, lost, stolen or destroyed Bond or BAN shall have matured or been called for redemption, instead of causing to be issued a duplicate Bond or BAN, the Registrar and Paying Agent may pay the same upon surrender of the mutilated Bond or BAN or upon satisfactory indemnity and proof of loss, theft or destruction in the case of a lost, stolen or destroyed Bond or BAN. The City and the Registrar and Paying Agent may charge the owner of any such Bond or BAN with their reasonable fees and expenses in connection with the above. Every substitute Bond or BAN issued by reason of any Bond or BAN being lost, stolen or destroyed shall, with respect to such Bond or BAN, constitute a substitute contractual obligation of the City pursuant to this Ordinance, whether or not the lost, stolen or destroyed Bond or BAN shall be found at any time, and shall be entitled to all the benefits of this Ordinance, equally and proportionately with any and all other Bonds or BANs duly issued hereunder.

In the event that any Bond or BAN is not presented for payment or redemption on the date established therefor, the City may deposit in trust with the Paying Agent an amount sufficient to pay such Bond or BAN or the redemption price thereof, as appropriate, and thereafter the owner of such Bond or BAN shall look only to the funds so deposited in trust with the Paying Agent for payment and the City shall have no further obligation or liability with respect thereto.

Any series of Bonds or BANs may, in compliance with all applicable laws, be issued and held in book-entry form on the books of the central depository system, DTC, its successors, or any successor central depository system appointed by the City from time to time (the "Clearing Agency"). The City and the Registrar may, in connection therewith, do or perform or cause to be done or performed any acts or things not adverse to the rights of the holders of the Bonds or

BANs, as are necessary or appropriate to accomplish or recognize such book-entry form Bonds or BANs.

During any time that a series of Bonds or BANs is held in book-entry form on the books of a Clearing Agency (a) any such Bonds or BANs may be registered upon the books kept by the Registrar in the name of such Clearing Agency, or any nominee thereof, including Cede & Co., as nominee of DTC; (b) the Clearing Agency in whose name such Bonds or BANs are so registered shall be, and the City and the Registrar and Paying Agent may deem and treat such Clearing Agency as, the absolute owner and holder of such Bonds or BANs for all purposes of this Ordinance, including, without limitation, the receiving of payment of the principal of and premium, if any, and interest on such Bonds or BANs, the receiving of notice, and the giving of consent; (c) neither the City nor the Registrar and Paying Agent shall have any responsibility or obligation hereunder to any direct or indirect participant, within the meaning of Section 17A of the Securities Exchange Act of 1934, as amended, of such Clearing Agency, or any person on behalf of which, or otherwise in respect of which, any such participant holds any interest in any Bonds or BANs, including, without limitation, any responsibility or obligation hereunder to maintain accurate records of any interest in any Bonds or BANs or any responsibility or obligation hereunder with respect to the receiving of payment of principal of or premium, if any, or interest on any Bonds or BANs, the receiving of notice, or the giving of consent; (d) the Clearing Agency is not required to present any Bonds or BANs called for partial redemption prior to receiving payment so long as the Registrar and Paying Agent and the Clearing Agency have agreed to the method for noting such partial redemption; and (e) payment of the principal of and interest on any one or more series of Bonds or BANs may be made by wire transfer or other method acceptable to the Clearing Agency.

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If either (i) the City receives notice from the Clearing Agency which is currently the registered owner of the Bonds or BANs to the effect that such Clearing Agency is unable or unwilling to discharge its responsibility as a Clearing Agency for the Bonds or BANs or (ii) the City elects to discontinue its use of such Clearing Agency as a Clearing Agency for the Bonds or BANs, then the City and the Registrar and Paying Agent each shall do or perform or cause to be done or performed all acts or things, not adverse to the rights of the holders of the Bonds or BANs, as are necessary or appropriate to discontinue use of such Clearing Agency as a Clearing Agency for the Bonds or BANs and to transfer the ownership of each of the Bonds or BANs to such person or persons, including any other Clearing Agency, as the holder of the Bonds or BANs may direct in accordance with this Ordinance. Any expenses of such discontinuance and transfer, including expenses of printing new certificates to evidence the Bonds or BANs, shall be paid by the City.

During any time that the Bonds or BANs are held in book-entry form on the books of a Clearing Agency, the Registrar and Paying Agent shall be entitled to request and rely upon a certificate or other written representation from the Clearing Agency or any participant or indirect participant with respect to the identity of any beneficial owners of the Bonds or BANs as of a record date selected by the Registrar and Paying Agent. For purposes of determining whether the consent, advice, direction or demand of a registered owner of the Bonds or BANs has been obtained, the Registrar and Paying Agent shall be entitled to treat the beneficial owners of the Bonds or BANs as the holders of the Bonds or BANs.

During any time that the Bonds or BANs are held in book-entry form on the books of a Clearing Agency, the City is authorized to enter into a Blanket Letter of Representations agreement with the Clearing Agency, and the provisions of any such Blanket Letter of Representations or any successor agreement shall control on the matters set forth herein.

Section 6. The BANs. In anticipation of the issuance and sale of the Bonds authorized herein, and to provide interim financing to apply to the costs of the Project, the City is hereby authorized to have prepared and to issue and sell negotiable BANs of the City to an eligible purchaser of the BANs under Indiana Code 5-1-14-5 or the Bond Bank, pursuant to a Bond Anticipation Note Purchase Agreement (the "BAN Purchase Agreement") entered into between the City and the purchaser of the BANs, in an aggregate principal amount not to exceed Seventeen Million Eight Hundred Forty Thousand and 00/100 Dollars ($17,840,000.00), to be designated "City of Fort Wayne, Indiana, Waterworks Utility Revenue Bond Anticipation Notes, Series 2007" (with the year of issuance to be changed, as appropriate, in the event the BANs are issued in a calendar year after 2007). The BANs shall be issued pursuant to Indiana Code 5-1.5-8-6.1 if sold to the Bond Bank, or pursuant to Indiana Code 5-1-14-5 if sold to an eligible purchaser thereunder. The BANs shall be issued in fully registered form, shall be numbered consecutively from 07R-1 upwards (with the first two digits to be replaced with the last two digits of the calendar year of issuance in the event the BANs are issued in a calendar year after 2007), shall be in such denominations as the purchaser of the BANs may request, shall be dated as of the date of delivery of the BANs, and shall bear interest at a rate or rates not exceeding five percent (5.0%) per annum (the exact rate or rates of interest to be determined by negotiations with the purchaser of the BANs and payable as provided in the BAN Purchase Agreement). The initial BANs delivered will mature on the date provided in the BAN Purchase Agreement, not later than one (1) year after their date of issuance. The BANs may be subject to renewal or extension, subject to the limitations set forth below, at an interest rate or rates not to exceed five

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percent (5.0%) per annum, with the exact rate to be negotiated with the purchaser of such BANs. The term of the BANs and all renewal BANs may not exceed five (5) years from the date of delivery of the initial BANs.

The principal of the BANs shall be refunded and retired out of the proceeds from the issuance and sale hereunder of the Bonds or the net revenues of the Waterworks, subject to the prior lien thereon of the Prior Bonds. The principal of the BANs, and the principal of and interest on the BANs prepaid in accordance with Section 7 hereof shall be refunded by the issuance of the Bonds pursuant to, and in the manner prescribed by the Act. The interest on the BANs shall be payable either from the net revenues of the Waterworks, subject to the prior lien thereon of the Prior Bonds, or from proceeds from the issuance and sale hereunder of the Bonds, as set forth in the BAN Purchase Agreement.

Section 7. Optional Prepayment of BANs; Optional Redemption of the Bonds; Term Bonds.

(a) Optional Prepayment of BANs. The BANs are prepayable by the City, in whole or in part, at any time upon seven (7) days' written notice to the owner of the BANs without any premium. In the case of prepayment, the principal and accrued interest due on the BANs shall be paid only from proceeds of the Bonds, except that such principal and interest due on the BANs may also be paid from other revenues and funds legally available therefor, if any, including federal or state funds available for application to the Project; provided, however, that such funds are not pledged to the payment of the BANs.

(b) Optional Redemption of the Bonds. The Bonds shall be subject to redemption at the option of the City, in whole or in part (and if in part, in authorized

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denominations and in order of maturity determined by the City and by lot within any such maturity or maturities in such manner as may be designated by the Registrar), at times to be determined by the Controller and set forth in the Issuer's Certificate, upon at least thirty (30) days' written notice to the registered owner or owners of the Bonds to be redeemed, at a redemption price equal to the par amount thereof plus accrued interest to the redemption date and without premium.

Official notice of such redemption of the Bonds shall be mailed by the Registrar and Paying Agent by certified or registered mail at least thirty (30) days prior to the scheduled redemption date to each of the registered owners of the Bonds called for redemption (unless waived by any such registered owner) at the address shown on the registration books of the Registrar and Paying Agent, or at such other address as is furnished in writing by such registered owner to the Registrar; provided, however, that failure to give such notice by mailing, or any defect therein, with respect to any Bond shall not affect the validity of the proceedings for the redemption of any other Bonds. The notice shall specify the redemption price, the date and place of redemption, and the registration numbers (and, in case of partial redemption, the respective principal amounts) of the Bonds called for redemption. The place of redemption may be at the principal corporate trust office of the Registrar and Paying Agent or as otherwise determined by the City. Interest on the Bonds (or portions thereof) so called for redemption shall cease to accrue on the redemption date fixed in such notice, if sufficient funds are available at the place of redemption to pay the redemption price on the redemption date and when such Bonds (or portions thereof) are presented for payment.

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Any Bond redeemed in part may be exchanged for a Bond or Bonds of the same maturity in authorized denominations equal to the remaining principal amount thereof.

In addition to the foregoing notice, the City may also direct that further notice of redemption of Bonds be given, including, without limitation, and at the option of the City, notice described in paragraph (i) below given by the Registrar and Paying Agent to the parties described in paragraphs (ii) and (iii) below. No defect in any such further notice and no failure to give all or any portion of any such further notice shall in any manner defeat the effectiveness of any call for redemption of Bonds so long as notice thereof is mailed as prescribed above.

(i) If so directed by the City, each further notice of redemption given hereunder shall contain the information required above for an official notice of redemption plus (1) the CUSIP numbers of all Bonds being redeemed; (2) the date of issue of the Bonds as originally issued; (3) the rate of interest borne by each Bond being redeemed; (4) the maturity date of each Bond being redeemed; and (5) any other descriptive information needed to identify accurately the Bonds being redeemed.

(ii) If so directed by the City, each further notice of redemption shall be sent at least thirty-five (35) days before the redemption date by registered or certified mail or overnight delivery service to all registered securities depositories then in the business of holding substantial amounts of obligations of types comprising the Bonds and to one or more national information services that disseminate notices of redemption of obligations such as the Bonds.

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(iii) If so directed by the City, each such further notice shall be published one time in The Bond Buyer of New York, New York or, if the Registrar believes such publication is impractical or unlikely to reach a substantial number of the holders of the Bonds, in some other financial newspaper or journal which regularly carries notices of redemption of other obligations similar to the Bonds, such publication to be made at least thirty (30) days prior to the date fixed for redemption.

Upon the payment of the redemption price of the Bonds (or portions thereof) being redeemed and if so directed by the City, each check or other transfer of funds issued for such purpose shall bear the CUSIP number identifying, by issue and maturity, the Bonds (or portions thereof) being redeemed with the proceeds of such check or other transfer.

(c) Term Bonds. As determined by the successful bidder for the Bonds or by the Bond Bank in the event the Bonds are sold to the Bond Bank, all or a portion of the Bonds may be aggregated into one or more term bonds payable from mandatory sinking fund redemption payments (the "Term Bonds") required to be made as set forth below. The Term Bonds shall have a stated maturity or maturities of December 1 in the years determined by the successful bidder or the Bond Bank.

In the event that the winning bidder or the Bond Bank opts to aggregate certain Bonds into Term Bonds, such Term Bonds shall be subject to mandatory sinking fund redemption prior to maturity at a redemption price equal to one hundred percent (100%) of the principal amount thereof, plus accrued interest to the redemption date, but without

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premium, on December 1 of the years and in the principal amounts determined by the winning bidder or the Bond Bank.

The Registrar shall credit against any mandatory sinking fund redemption requirement for a Term Bond of a particular maturity, any Bonds of such maturity purchased for cancellation by the City and canceled by the Registrar and not theretofore applied as a credit against any mandatory sinking fund redemption requirement. Each Bond so purchased shall be credited by the Registrar at one hundred percent (100%) of the principal amount thereof against the mandatory sinking fund redemption requirements for the applicable Term Bond in inverse order of mandatory sinking fund redemption (or final maturity) dates, and the principal amount of such Term Bond to be redeemed on such mandatory sinking fund redemption dates by operation of the mandatory sinking fund requirements shall be reduced accordingly; provided, however, the Registrar and Paying Agent shall only credit Bonds against the mandatory sinking fund requirements to the extent such Bonds are received on or before 45 days preceding the applicable mandatory sinking fund redemption date.

The Registrar shall determine by lot (treating each $5,000 principal amount (or other authorized denomination) of each Bond as a separate Bond for such purpose) the Bonds within a Term Bond of a particular maturity to be redeemed pursuant to mandatory sinking fund redemption requirements on December 1 of each year. With respect to optional redemption of Term Bonds, an amount equal to the principal amount of the Term Bonds redeemed will be credited toward the latest scheduled mandatory sinking fund payment or payments with respect to such Term Bonds unless otherwise directed by the City.

Notice of any such mandatory sinking fund redemption shall be given in the manner provided in this Section 7. In the event any of the Bonds are issued as Term Bonds, the form of Bond described in Section 10 hereof shall be modified accordingly. Any reference to payment of principal on Bonds shall include payment of scheduled mandatory sinking fund redemption payments.

Section 8. Execution and Authentication of the Bonds and BANs. The Bonds and the BANs shall be executed in the name of the City by the manual or facsimile signature of the Mayor of the City (the "Mayor") countersigned by the manual or facsimile signature of the Controller and shall be attested by the manual or facsimile signature of the Clerk, with the seal of the City or a facsimile thereof to be affixed to each of the Bonds and the BANs. The Bonds and the BANs shall be authenticated by the manual signature of the Registrar, and no Bond or BAN shall be valid or become obligatory for any purpose until the certificate of authentication thereon has been so executed. In case any official whose signature appears on any Bond or BAN shall cease to be such official before the delivery of such Bond or BAN, the signature of such official shall nevertheless be valid and sufficient for all purposes, the same as if such official had been in office at the time of such delivery. Subject to the provisions of this Ordinance regarding the registration of the Bonds and BANs, the Bonds and BANs shall be fully negotiable instruments under the laws of the State of Indiana.

Section 9. Security and Sources of Payment for the Bonds. The Bonds, when fully paid for and delivered to the purchaser or purchasers thereof, together with any bonds hereafter issued on a parity therewith (to be referred to hereinafter collectively as the "bonds," unless the context otherwise requires), as to both principal and interest, shall be valid and binding special and limited revenue obligations of the City, payable solely from and secured by an irrevocable

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pledge of and constituting a first charge, on a parity basis with the Prior Bonds, upon all of the "net revenues" (herein defined as gross revenues after deduction only for the payment of the reasonable expenses of operation, repair and maintenance, but not including depreciation and payments in lieu of taxes) derived from the Waterworks, including all such net revenues from the existing works, the Project and all additions and improvements thereto and replacements thereof subsequently constructed or acquired, to be set aside into the Waterworks Sinking Fund as herein provided. The City shall not be obligated to pay the Bonds or the interest thereon except from the net revenues of the Waterworks, and the Bonds shall not constitute an indebtedness of the City within the meaning of the provisions and limitations of the constitution of the State of Indiana.

Section 10. Form of the Bonds. The form and tenor of the Bonds shall be substantially as set forth in Appendix A, attached hereto and incorporated herein as if set forth at this place (with all blanks to be filled in properly and all necessary additions, modifications and deletions to be made prior to the delivery thereof).

Section 11. Issuance, Sale and Delivery of the Bonds and the BANs.

(a) Generally. The Controller is hereby authorized and directed to have the Bonds and the BANs prepared, and the Mayor, the Controller and the Clerk are each hereby authorized and directed to execute, countersign and attest, respectively, the Bonds and the BANs in the form and manner herein provided. The Controller is hereby authorized and directed to deliver the Bonds and the BANs to the purchaser or purchasers thereof after sale made in accordance with the provisions of the Act and this Ordinance, provided that at the time of said delivery the Controller shall collect the full amount which the purchaser or purchasers have agreed to pay therefor, which shall be not less than ninety-nine percent (99.0%) of the par amount of the Bonds (or such higher percentage of the par value of the Bonds as determined by the Controller and set forth in the Issuer's Certificate), plus accrued interest thereon, if any, to the date of delivery, and in the case of the BANs, shall not be less than ninety-nine and one-half percent (99.5%) of the par amount of the BANs. The City may receive payment for the Bonds and the BANs in installments. The proceeds derived from the sale of the Bonds (or, instead, the BANs, if such BANs are issued), shall be and are hereby set aside for application to the costs of the Project, including all authorized costs relating thereto, and including the respective costs of issuance of the Bonds and the BANs., The authorized officers of the City are hereby authorized and directed to draw all proper and necessary warrants and to do whatever other acts and things that may be necessary or appropriate to carry out the provisions of this Ordinance.

(b) Issuance, Sale and Delivery of the BANs. The City, having satisfied all the statutory requirements for the issuance of the Bonds, may elect to issue its BAN or BANs to an eligible purchaser under Indiana Code 5-1-14-5 or the Bond Bank pursuant to the BAN Purchase Agreement, to be entered into between the City and the purchaser of the BANs. The Common Council hereby authorizes the issuance and execution of the BAN or BANs in lieu of initially issuing Bonds to provide interim financing for the Project until permanent financing becomes available. It shall not be necessary for the City to repeat the procedures for the issuance of its Bonds, as the procedures followed before the issuance of the BAN or BANs are for all purposes sufficient to authorize the issuance of the Bonds and the use of the proceeds to repay the BAN or BANs. The Mayor and the Controller are hereby authorized and directed to execute the BAN

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Purchase Agreement in such form or substance as they shall approve acting upon the advice of counsel. The Mayor and the Controller may also take such other action or deliver such other certificates as are necessary or desirable in connection with the issuance of the BANs or the Bonds and the other documents needed for the financing as they deem necessary or desirable in connection therewith.

(c) Issuance, Sale and Delivery of the Bonds.

(i) Public Sale. The Bonds may, in the discretion of the Controller, be sold by public sale. In the event the Bonds are sold by public sale, prior to the sale of the Bonds, the Controller shall cause to be published a notice of intent to sell bonds two (2) times at least one (1) week apart in the Fort Wayne Journal Gazette and the Fort Wayne News Sentinel, newspapers published in the City and the Court & Commercial Record, a newspaper of general circulation published in Indianapolis, Indiana. The notice of such sale or a summary thereof may also be published in The Bond Buyer, a financial journal published in the City and State of New York and/or in other publications, in the discretion of the Controller. The notice must state that any person interested in submitting a bid for the Bonds may furnish in writing, at the address set forth in the notice, the person's name, address and telephone number, and that any such person may also furnish a telex number. The notice must also state: (A) the amount of the Bonds to be offered; (B) the denominations; (C) the dates of maturity; (D) the maximum rate or rates of interest; (E) the place of sale; and (F) the time within which the name, address and telephone number must be furnished, which time must not be less than seven (7) days after the last publication of the notice. Each person so registered shall be

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notified of the date and time bids will be received not less than twenty-four (24) hours before the date and time of sale. The notification shall be made by telephone at the number furnished by the person, and also by telex if the person furnishes a telex number. Such notice may also include such other information as the Controller shall deem necessary.

Such notice shall provide, among other things, that each bid shall be accompanied by a certified or cashier's check or a financial surety bond from an insurance company in the amount of one percent (1%) of the principal amount of the Bonds to guarantee performance on the part of the bidder; that if the Bonds are awarded to a bidder who has submitted a financial surety bond to the City, then such bidder must submit the required amount of the good faith deposit to the City in the form of a certified or cashier's check (or a wire transfer consisting of immediately available funds to the City as instructed by the City) not later than 3:00 p.m. (local time) on the next business day following the award by the City; that if such check or wire transfer is not received by that time, the financial surety bond may be drawn upon by the City to satisfy the deposit requirements; and that in the event the successful bidder shall fail or refuse to accept delivery of and pay for the Bonds as soon as the Bonds are ready for delivery, or at the time fixed in the notice of intent to sell bonds, then such check or financial surety bond and the proceeds thereof shall become the property of the City and shall be considered as the City's liquidated damages on account of such default.

All bids for Bonds sold at public sale shall be sealed and shall be presented to the Controller at the Controller's office (or such other place as the

Controller shall designate), and the Controller shall continue to receive all bids offered until the time fixed for the sale of the Bonds, at which time and place the Controller shall open and consider each bid. Bidders for the Bonds shall be required to name the rate or rates of interest which the Bonds are to bear, not exceeding eight percent (8.0%) per annum. Such interest rate or rates shall be in multiples of one-eighth (1/8) or one-twentieth (1/20) of one percent (1%). Bids specifying more than one interest rate shall also specify the amount and maturities of the Bonds bearing each rate, and all Bonds maturing on the same date shall bear the same rate of interest. The interest rate on Bonds of a given maturity must be at least as great as the interest rate on Bonds of any earlier maturity. Subject to the provisions set forth below, the Controller shall award the Bonds to the bidder offering the lowest net interest cost to the City, to be determined by computing the total interest on all of the Bonds from the date thereof to their maturities and deducting therefrom the premium bid, if any, or adding thereto the amount of any discount. No bid for less than ninety-nine percent (99.0%) of the par value of the Bonds (or such higher percentage of the par value of the Bonds as determined by the Controller and set forth in the Issuer's Certificate), plus accrued interest, if any, at the rate or rates named to the date of delivery, will be considered. The Controller shall have full right to reject any and all bids. In the event no acceptable bid is received at the time fixed for the sale of the Bonds, the Controller shall be authorized to continue to receive bids from day to day thereafter for a period not to exceed thirty (30) days, without readvertising, pursuant to Indiana law.

The Controller is hereby authorized to determine, in his/her discretion, to sell the Bonds pursuant to the general provisions of Indiana Code 5-1-11 (rather than Section 2(b) thereof), and in the event of such a determination, those portions of this Section 11 which conflict with such provisions shall be deemed inapplicable.

(ii) Sale to the Bond Bank. The Bonds may, in the discretion of the Controller, be sold to the Bond Bank. In the event of such determination, Bonds shall be sold to the Bond Bank in such denomination or denominations as the Bond Bank may request, and pursuant to a purchase agreement (the "Purchase Agreement") between the City and the Bond Bank, hereby authorized to be entered into and executed by the Mayor on behalf of the City, and attested by the Clerk, subsequent to the date of the adoption of this Ordinance. Such Purchase Agreement may set forth the definitive terms and conditions for such sale, but all of such terms and conditions must be consistent with the terms and conditions of this Ordinance, including, without limitation, the interest rate or rates on the Bonds which shall not exceed the maximum rate of interest for the Bonds authorized pursuant to this Ordinance. Bonds sold to the Bond Bank shall be accompanied by all documentation required by the Bond Bank pursuant to the provisions of Indiana Code 5-1.5 and the Purchase Agreement, including, without limitation, an approving opinion of nationally recognized bond counsel, certification and guarantee of signatures and certification as to no litigation pending, as of the date of delivery of the Bonds to the Bond Bank, challenging the validity or issuance of the Bonds. In the event the Controller determines to sell

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the Bonds to the Bond Bank, the submission of an application to the Bond Bank, the entry by the City into the Purchase Agreement, and the execution and delivery of the Purchase Agreement on behalf of the City by the Mayor in accordance with this Ordinance are hereby authorized, approved and ratified.

(d) Credit Enhancement; Opinion of Bond Counsel. Prior to the delivery of the Bonds and the BANs, the Controller, subject to the direction of the Common Council, (i) shall be authorized to investigate, negotiate and obtain bond insurance, other forms of credit enhancement and/or credit ratings on the Bonds (and the BANs, if issued) and (ii) shall obtain a legal opinion as to the validity of the Bonds (and the BANs, if issued) from Baker & Daniels LLP, Fort Wayne, Indiana, bond counsel for the City, with such opinion or opinions to be furnished to the purchaser or purchasers of the Bonds or to the purchaser of the BANs at the expense of the City. The costs of obtaining any such insurance, other credit enhancement and/or credit ratings, together with bond counsel's fee in preparing and delivering such opinion or opinions and in the performance of related services in connection with the issuance, sale and delivery of the Bonds and the BANs, shall be considered as a part of the cost of the Project and shall be paid out of the proceeds of the Bonds and BANs, respectively.

Section 12. Disposition of Proceeds of the Bonds and BANs; City of Fort Wayne, 2007 Waterworks Project Account.

(a) All accrued interest and premium received, if any, at the time of the delivery of the Bonds shall be deposited in the Waterworks Sinking Fund.

(b) The remaining proceeds from the sale of the Bonds, to the extent not used to refund the BANs, and BAN proceeds shall be deposited in a bank or banks which are legally qualified depositories for the funds of the City, in the special account to be designated as "City of Fort Wayne, 2007 Waterworks Project Account" (hereafter called the "2007 Project Account"). Amounts in the 2007 Project Account shall be expended first to repay all amounts advanced for preliminary expenses, if any, and thereafter shall be expended only for the purpose of paying the costs of the Project (including interest on the Bonds during, and a reasonable period following completion of, the Project), refunding the BANs, if issued, paying the costs of issuance of the Bonds and the BANs, if the BANs are issued, as described in this Ordinance and in the Act, together with incidental expenses incurred in connection with the Project, or as otherwise permitted or required by the Act. Any balance or balances remaining unexpended in the 2007 Project Account after completion of the Project, which are not required to meet unpaid obligations incurred in connection with the acquisition of the Project, shall be paid into the Waterworks Sinking Fund and shall be used solely for one or more of the purposes permitted thereunder. Pursuant to the Act, the owners of the Bonds shall be entitled to a lien on the proceeds of the Bonds until such proceeds are applied as required by this Ordinance and Indiana law.

(c) Each of the funds and accounts of the Waterworks shall be deposited, held, secured or invested in accordance with the laws of the State of Indiana relating to the depositing, holding, securing or investing of public funds, including, particularly, applicable provisions of Indiana Code 5-13-9, as amended. Any interest or income derived from any such investments shall become a part of the moneys in the fund or account so invested.

Notwithstanding the provisions of this Section 12, if BANs are issued, then the proceeds of the Bonds relating thereto shall be used to refund the BANs and are hereby pledged for such purpose, and any proceeds of the Bonds remaining after the BANs have been paid in full and after completion of the Project shall be used solely for one or more of the purposes permitted under the provisions of Indiana Code 5-1-13, as amended.

Section 13. Operation and Maintenance Fund. There shall be set apart and paid out of the gross revenues of the Waterworks into a cash operating fund previously established and continued and designated as the Waterworks Operation and Maintenance Fund (the "Operation and Maintenance Fund") an amount necessary and sufficient to pay the monthly costs of operating, repairing and maintaining said Waterworks for at least the next two (2) ensuing calendar months. The moneys credited to the Operation and Maintenance Fund shall be used for the payment of the reasonable and proper operation, repair and maintenance expenses of the Waterworks on a day-to-day basis, but none of the moneys in said fund shall be used for remediating depreciation, replacements, improvements, extensions or additions with respect to the Waterworks. Payments in lieu of taxes shall be made not more frequently than semiannually on or about June 30 and December 31 and may be made only if the amounts required to be held as of such dates in the Sinking Fund pursuant to Section 14 are so held. Any balance in the Operation and Maintenance Fund in excess of the amount required to be on deposit therein may be transferred to the Waterworks Sinking Fund previously established and continued hereby if necessary to prevent a default in the payment of principal of or interest on outstanding bonds of the Waterworks.

Section 14. Waterworks Sinking Fund.

The Waterworks Sinking Fund (the "Sinking Fund") previously established and continued hereby and designated and constituted as the special fund for the payment of the interest on and principal of revenue bonds which by their terms are payable from the net revenues of the Waterworks. The Sinking Fund shall be divided into two accounts hereby designated as the Waterworks Debt Service Account (the "Debt Service Account") and the Waterworks Reserve Account (the "Reserve Account").

There shall be set aside from the gross revenues of the Waterworks, after first making the required payments into the Operation and Maintenance Fund, and paid into the Debt Service Account of the Sinking Fund monthly, as available, a sufficient amount of the net revenues of the Waterworks for the payment of (a) the interest on all bonds which by their terms are payable from the net revenues of said Waterworks, as such interest shall fall due, (b) the necessary fiscal agency charges for paying such bonds and interest, and (c) the principal of all bonds payable from the net revenues of the Waterworks, as such principal shall fall due. The monthly payments into said Debt Service Account shall be in an amount equal to at least one-sixth (1/6) of the amount required for interest during the next succeeding six (6) calendar months and an amount equal to one-twelfth (1/12) of the amount required for payments during the next succeeding twelve (12) calendar months for the hereinabove described purposes other than interest payments.

There shall be deposited in said Reserve Account, after required deposits to the Debt Service Account, an amount sufficient to produce in equal monthly installments over a sixty (60) month period (commencing upon the date of delivery of the Bonds), the following with respect to the Prior Bonds, the Bonds and any additional bonds subsequently issued on a parity with the Prior Bonds and the Bonds (the "Reserve Requirement"): the lesser of 10% of the proceeds thereof, the maximum annual principal and interest requirements thereon, or 125% of the average annual principal and interest requirements thereon. The Reserve Requirement is hereby determined to be reasonable. All money in the Reserve Account shall be used and withdrawn by the City solely for the purpose of making payment on the Prior Bonds, the Bonds and any additional bonds subsequently issued on a parity with the Prior Bonds and the Bonds to the extent that available moneys in the Debt Service Account are insufficient for such purpose, or to make the final payments on such bonds when money in the Reserve Account, together with other money held in the Sinking Fund, is sufficient to make all remaining payments to final maturity, provided, notwithstanding the foregoing, amounts in the Reserve Account in excess of the Reserve Requirement shall be transferred from time to time to the Debt Service Account and thereupon applied to the required payments into the Debt Service Account as provided in the preceding paragraph. In the event moneys held in the Reserve Account are used to pay principal of and interest on the Prior Bonds, the Bonds or any additional bonds subsequently issued on a parity with the Prior Bonds and the Bonds, then such depletion of said Reserve Account to an amount less than the Reserve Requirement shall be made up from available net revenues within twelve (12) months from substantially equal monthly deposits, after required deposits to the Debt Service Account, to restore the balance of the Reserve Account to an amount equal to the Reserve Requirement.

The Reserve Requirement, with respect to the Bonds, shall be deemed to be satisfied if there is on deposit in the Reserve Account, any surety bond, insurance policy, guaranty, letter of credit or other credit facility in any amount equal to the Reserve Requirement,

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the issuer of which credit facility is rated at least "AAA" by Standard & Poor's Ratings Group or "Aaa" by Moody's Investor Service.

Any excess revenues of the Waterworks available after making the deposits required by Sections 13 and 14 above may be used to provide or restore any debt service reserve account established to secure junior bonds issued as contemplated by Section 18(b).

In no event shall any part of the Sinking Fund be used in calling bonds for redemption prior to maturity except to the extent that the amount then in the Debt Service Account of the Sinking Fund exceeds the amount required to pay the bonds which will mature within a period of twelve (12) calendar months next following the date of such redemption, together with all interest on the bonds payable in said period. Any such excess of funds above said required level may also be used in purchasing outstanding bonds at a price less than the then applicable redemption price, if first approved by the Common Council. Moneys in the Sinking Fund shall not be used for any purpose whatsoever except as stated in this section.

Section 15. Funding Improvements to the Waterworks and Payments in Lieu of Taxes. Any excess revenues of the Waterworks available after making the deposits required by Sections 13 and 14 may be set aside and paid into the special utility fund which is hereby created and designated as the Waterworks Depreciation Fund (the "Depreciation Fund"), and be used to pay the cost of additions, improvements and extensions to the Waterworks. No revenues of the Waterworks shall be deposited in or credited to the Depreciation Fund which will interfere with the requirements of the Sinking Fund.

In the event of any deficiency at any time in the Operation and Maintenance Fund or the Sinking Fund, funds may be withdrawn from the Depreciation Fund for deposit into said Operation and Maintenance Fund or Sinking Fund in the amount of such deficiency.

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Any revenues remaining after meeting the requirements of the Operation and Maintenance Fund and the Waterworks Sinking Fund may be used for any lawful purpose including payments in lieu of taxes which would be payable if the Waterworks were privately owned and transfers to the general fund of the City as may be permitted by the Act.

Section 16. **Separation of Funds; Investment of Moneys Therein.** The Waterworks Sinking Fund shall be deposited in and maintained as a separate bank account or accounts from all other bank accounts of the City. The Operation and Maintenance Fund and the Waterworks Depreciation Fund may be maintained in a single bank account, or accounts, but such bank account, or accounts, shall likewise be maintained separate and apart from all other bank accounts of the City and apart from the Waterworks Sinking Fund bank account or accounts. Each of the funds and accounts of the Waterworks shall be deposited, held, secured or invested in accordance with the laws of the State of Indiana relating to the depositing, holding, securing or investing of public funds, including, particularly, applicable provisions of Indiana Code 5-13-9, as amended. Any interest or income derived from any such investments shall become a part of the moneys in the fund or account so invested, provided, however, that income derived from investment of moneys in the Reserve Account of the Waterworks Sinking Fund, if any, which result in the amount of moneys therein to be in excess of the Reserve Requirement shall be transferred to the Waterworks Depreciation Fund.

Section 17. **Books of Record and Accounts.** The City shall keep proper books of record and accounts, separate from all of its other records and accounts, in which complete and correct entries shall be made showing all revenues collected from said works and deposited in said funds, and all disbursements made therefrom on account of the operation of the works, and to meet the requirements of the Waterworks Sinking Fund, and all other financial transactions relating to said works. There shall be prepared and furnished, upon written request, to any owner of the Bonds or BANs at the time then outstanding, not more than four (4) months after the close of each fiscal year, complete financial statements of the works, covering the preceding fiscal year, which annual statements shall be certified by the Controller or by licensed independent public accountants employed for that purpose. Copies of all such statements and reports shall be kept on file in the office of the Controller. Any owner or owners of at least $25,000 of the Bonds or BANs then outstanding shall have the right at all reasonable times to inspect the works and all records, accounts and data of the City relating thereto. Such inspections may be made by representatives duly authorized by written instrument.

Section 18. Covenant With Respect to Rates and Charges. The City covenants and agrees, subject to the approval of the Indiana Utility Regulatory Commission and to the fullest extent permitted by law, that it will establish and maintain just and equitable rates or charges for the use of and the service rendered by said works, to be paid by the owner of each and every lot, parcel of real estate or building that is connected with and uses said waterworks by or through any part of the water system of the City, or that in any way uses or is served by such works. Such rates or charges shall be sufficient in each year for the payment of the proper and reasonable expenses of operation and maintenance, to comply with and satisfy all covenants contained in this Ordinance, and for the payment of the sums required to be paid into the Waterworks Sinking Fund by the Act and this Ordinance. Such rates or charges shall, if necessary, be changed and readjusted from time to time so that the revenues therefrom shall always be sufficient to meet the expenses of operation, repair and maintenance, and the requirements of the Waterworks Sinking Fund. The reasonable value of any facility or service rendered to the City, or to any department, agency or instrumentality thereof, including the use of

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water for hydrants for fire protection or for any other purpose, shall be charged against the City and shall be paid for as the charges accrue, and the payments so received shall be deemed to be earnings derived from the operation of the Waterworks and shall be used and accounted for in the same manner as other earnings derived from the operation of the Waterworks. In no event shall the annual gross revenues of the Waterworks after payment of the expenses of operation, repair and maintenance (but not including depreciation and payments in lieu of taxes) be less than one hundred and twenty percent (120%) of the annual interest and principal requirements of Prior Bonds and the Bonds and any additional bonds issued pursuant to Section 20 hereof. For these purposes, the interest rate on variable rate debt shall be assumed to be the average interest rate thereon in the preceding calendar year.

Section 19. __Defeasance__. If, when the Bonds or BANs issued hereunder (or portions thereof) shall have become due and payable in accordance with their terms or shall have been duly called for redemption or irrevocable instructions to call the Bonds or BANs (or portions thereof) for redemption shall have been given, and the whole amount of the principal, the interest and the premium, if any, so due and payable upon all of the Bonds or BANs (or portions thereof) then outstanding shall be paid; or (i) sufficient moneys, or (ii) direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, the principal of and the interest on which when due will provide sufficient moneys, or (iii) time certificates of deposit fully secured as to both principal and interest by obligations of the kind described in (ii) above of a bank or banks the principal of and interest on which when due will provide sufficient moneys, shall be held in trust for such purpose, and provision shall also be made for paying all fees and expenses for the redemption, then and in that case the Bonds or BANs, as applicable (or portions thereof), issued hereunder shall no longer be deemed outstanding or entitled to the pledge of the net revenues of the Waterworks.

Section 20. Additional BANs and Bonds. The City reserves the right to authorize and issue additional BANs at any time ranking on a parity with the BANs so long as the interest is payable only on the same date(s) as that provided in the BAN Purchase Agreement and the principal is payable solely from the Bond proceeds. The City also reserves the right to authorize and issue additional bonds, payable out of the net revenues of its Waterworks, ranking on a parity with the Bonds authorized by this Ordinance, for the purpose of financing the cost of future additions, extensions and improvements to the Waterworks, or to refund obligations, subject to the following conditions:

(a) All required payments into the Sinking Fund and the accounts thereof shall have been made in accordance with the provisions of this Ordinance, and the interest on and principal of all bonds payable from the net revenues of the Waterworks shall have been paid to date in accordance with their terms.

(b) As of the date of issuance of such additional bonds, the balance in the Reserve Account shall equal not less than the Reserve Requirement for the Prior Bonds if any are then outstanding, the Bonds and all then outstanding bonds ranking on a parity therewith, provided, this condition shall be deemed satisfied if any required amount is to be provided from the proceeds of the newly issued parity bonds or other funds of the City, and furthermore, the ordinance authorizing the proposed additional parity bonds must include a provision requiring the City to build the balance in the Reserve account to an amount equal to the Reserve Requirement for the proposed additional parity bonds, unless the Reserve Account is fully funded as of the time of issuance of the additional

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parity bonds, from available net revenues within twelve (12) months from substantially equal monthly deposits after required deposits to the Debt Service Account.

(c) The net revenues of the Waterworks in the fiscal year immediately preceding the issuance of any such additional bonds ranking on a parity with the Bonds authorized by this Ordinance shall be not less than one hundred twenty-five percent (125%) of the maximum annual interest and principal requirements of the then outstanding bonds and the additional parity bonds proposed to be issued; or, prior to the issuance of said parity bonds, the water rates and charges shall be increased or the service area or customer base shall be expanded sufficiently so that said increased rates and charges applied to the previous fiscal year's operations would have produced net revenues for said year equal to not less than one hundred twenty-five percent (125%) of the maximum annual interest and principal requirements of the then outstanding bonds and the additional parity bonds proposed to be issued. For purposes of this subsection, the records of the Waterworks shall be analyzed and all showings shall be prepared by a certified public accountant employed by the City for that purpose.

(d) The principal of said additional parity bonds shall be payable annually on December 1 and the interest on said additional parity bonds shall be payable semiannually on **[June 1]** and **[December 1]** in the years in which such principal and interest are payable, and, if the additional parity bonds are issued as capital appreciation bonds, the amount payable at maturity thereof shall be payable on **[June 1]** and/or **[December 1]** during the periods in which such maturity amounts are payable.

(e) Additional parity bonds issued as variable rate debt must be assumed to bear the maximum interest rate thereon for the purpose of certifying satisfaction of the

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one hundred twenty-five percent (125%) condition set forth above, and a maximum rate must be set for any such variable rate additional parity bonds. Furthermore, any put feature associated with such variable rate debt must be covered by remarketing proceeds or a liquidity facility issued by a provider which is either (i) rated in one of the two highest short-term rating categories of Moody's Investors Service or Standard & Poor's Rating Services, or (ii) for as long as any Bonds are insured by a bond insurer, acceptable to such bond insurer.

(f) If the Bonds are sold to the Authority, (i) the City has obtained the consent of the Authority, (ii) the City has faithfully performed and is in compliance with each of its obligations, agreements, and covenants contained in the Financial Assistance Agreement and this Ordinance, and (iii) the City is in compliance with its waterworks permits, except for non-compliance for which the bonds are to be issued, including refunding bonds issued prior to, but part of, the overall plan to eliminate such non-compliance.

Section 21. Additional Covenants of the City. For the purpose of further safeguarding the interests of the owners of the Bonds and BANs herein authorized, it is specifically provided as follows:

(a) All contracts let by the City in connection with the acquisition of said improvements and extensions to the Waterworks shall be let after due advertisement as required by the laws of the State of Indiana, and all contractors shall be required to furnish surety bonds in an amount equal to one hundred percent (100%) of the amount of such contracts, to insure the completion of said contracts in accordance with their terms, and such contractors shall also be required to carry such employer's liability and public

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liability insurance as are required under the laws of the State of Indiana in the case of public contracts, and shall be governed in all respects by the laws of the State of Indiana relating to public contracts.

(b) Said additions and improvements shall be constructed under the supervision and subject to the approval of the consulting engineers for the Project or such other competent engineer as shall be designated by the Common Council. All estimates for work done or material furnished shall first be checked by said consulting engineers and approved by the Common Council.

(c) The City shall at all times maintain its Waterworks in good condition and operate the same in an efficient manner and at a reasonable cost.

(d) So long as any of the Bonds or BANs herein authorized are outstanding, the City shall maintain insurance coverage on the insurable parts of the Waterworks of a kind and in an amount such as would normally be carried by private companies engaged in a similar type of business. All insurance shall be placed with responsible insurance companies qualified to do business under the laws of the State of Indiana. In addition to or in lieu of the foregoing, the City may provide coverage on all or part of the Waterworks comparable to that described above through a self-insurance program. All insurance proceeds and condemnation awards shall be used in replacing or restoring the property destroyed, damaged or taken; or, if not used for such purposes, shall be treated and applied as net revenues of the Waterworks.

(e) So long as any of the Bonds or BANs are outstanding, no additional bonds or other the City shall not mortgage, pledge or otherwise encumber such works, or any

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part thereof, nor shall it sell, lease or otherwise dispose of any portion thereof except replace equipment which may become worn out or obsolete.

(f) Except as hereinbefore provided in Section 20 hereof, so long as any of the Bonds or BANs herein authorized are outstanding, no additional bonds, BANs or other obligations pledging any portion of the revenues of said Waterworks shall be authorized, executed or issued by the City except such as shall be made subordinate and junior in all respects to the Bonds and BANs herein authorized, unless all of the Bonds and BANs herein authorized are redeemed, retired or defeased pursuant to Section 19 hereof coincidentally with the delivery of such additional bonds, BANs or other obligations.

(g) The provisions of this Ordinance shall constitute a contract by and between the City and the owners of the Bonds and BANs herein authorized, and after the issuance of said Bonds and BANs, subject to the rights of the City under Sections 25 and 26 hereof, this Ordinance shall not be repealed or amended in any respect which will adversely affect the rights of the owners of said Bonds and BANs, nor shall the Common Council adopt any law, ordinance or resolution which in any way adversely affects the rights of such owners so long as any of said Bonds or BANs or the interest thereon remains unpaid. The Common Council reserves the right, however, to amend this Ordinance from time to time to preserve the Tax Exemption described in Section 23 hereof without the approval of any owner of the Bonds or BANs so long as the Common Council certifies that such amendment does not violate this subsection (g).

(h) The provisions of this Ordinance shall be construed to create a trust in the proceeds of the sale of the Bonds and BANs herein authorized for the uses and purposes herein set forth, and the owners of the Bonds and BANs shall retain a lien on such respective proceeds until the same are applied in accordance with the provisions of this Ordinance and of the Act. The provisions of this Ordinance shall also be construed to create a trust in the portion of the net revenues herein directed to be set apart and paid into the Waterworks Sinking Fund for the uses and purposes of said fund as in this Ordinance set forth. The owner of said Bonds and BANs shall have all of the rights, remedies and privileges under Indiana law, including the right to have a receiver appointed to administer said waterworks, in the event of default in the payment of the principal of or interest on any of the Bonds or BANs herein authorized or in the event of default in respect to any of the provisions of this Ordinance or the Act. The Common Council reserves the right, however, to amend this Ordinance from time to time to preserve the Tax Exemption described in Section 23 hereof without the approval of any owner of the Bonds so long as the Common Council certifies that such amendment does not violate this subsection (h) of Section 21.

Section 22. Permitted Actions Relating to Preservation of Exclusion of Interest from Federal Gross Income.

(a) The Controller is hereby authorized to invest moneys pursuant to the provisions of this Ordinance and Indiana Code 5-1-14-3 at a restricted yield (subject to applicable requirements of federal law to insure that any such investment is acquired for fair market value) to the extent necessary or advisable to preserve the exclusion from gross income of interest on the Bonds and BANs, or the tax exempt status of interest on the Bonds and BANs, under federal law.

(b) The Controller shall keep full and accurate records of investment earnings and income from moneys held in the funds and accounts created or referenced herein. In order to comply with the provisions of this Ordinance, the Controller is hereby authorized and directed to employ consultants or attorneys from time to time to advise the City as to requirements of federal law to preserve the tax exclusion or exemption.

Section 23. Tax Covenants. In order to preserve the exclusion of interest on the Bonds and BANs from gross income for federal income tax purposes and as an inducement to purchasers of the Bonds and BANs, the City represents, covenants and agrees that:

(a) No person or entity or any combination thereof, other than the City or any other governmental unit within the meaning of Section 141(b)(6) and Section 150(a)(2) of the Internal Revenue Code of 1986, as amended (the "Code") ("Governmental Unit"), will use proceeds of the Bonds or property financed by the Bond proceeds other than as a member of the general public. No person or entity or any combination thereof other than the City or another Governmental Unit will own property financed by the Bond proceeds or will have actual or beneficial use of such property pursuant to a lease, a management or incentive payment contract, an arrangement such as take-or-pay or output contract or any other type of arrangement that differentiates that person's or entity's use of such property from the use by the public at large, other than as may be permitted by Revenue Procedure No. 97-13.

(b) No Bond or BAN proceeds will be loaned to any entity or person. No Bond or BAN proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the Bond or BAN proceeds.

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(c) The City will not take, or cause or permit to be taken by it or by any party under its control, or fail to take or cause or permit to fail to be taken by it or by any party under its control, any action with respect to the Bonds or BANs that would result in the loss of the exclusion from gross income for federal income tax purposes of interest on the Bonds or BANs pursuant to Section 103 of the Code, nor will the City act in any other manner which would adversely affect such exclusion. The City further covenants that it will not make any investment or do any other act or thing during the period that any Bond or BAN is outstanding hereunder which would cause any Bond or BAN to be an "arbitrage bond" within the meaning of Section 148 of the Code and the regulations applicable thereto as in effect on the date of delivery of the Bonds or BANs.

(d) The City will, to the extent necessary to preserve the exclusion of interest on the Bonds and BANs from gross income for federal income tax purposes, rebate all required arbitrage profits on Bond and BAN proceeds or other moneys treated as Bond or BAN proceeds to the federal government and will set aside such moneys in a Rebate Account to be held by the Controller in trust for such purpose.

Section 24. Waiver of Tax Covenants. Notwithstanding any other provisions of this Ordinance, the covenants and authorizations contained in this Ordinance (the "Tax Sections") which are designed to preserve the tax-exempt status of interest on the Bonds and BANs or the exclusion of interest on the Bonds and BANs from gross income under federal law (the "Tax Exemption") need not be complied with if the City receives an opinion of nationally recognized bond counsel that any Tax Section is unnecessary to preserve the Tax Exemption.

Section 25. Supplemental Ordinances Without Consent. Without notice to or consent of the owners of the Bonds or BANs herein authorized, the City may, from time to time

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and at any time, adopt an ordinance or ordinances supplemental hereto (which supplemental ordinance or ordinances shall thereafter form a part hereof) for any of the following purposes:

(a) To cure any ambiguity or formal defect or omission in this Ordinance or in any supplemental ordinance or to make any other change authorized herein;

(b) To grant to or confer upon the owners of the Bonds and BANs herein authorized any additional benefits, rights, remedies, powers, authority or security that may lawfully be granted to or conferred upon the owners of the Bonds and BANs herein authorized or to make any change which, in the judgment of the City, is not to the prejudice of the owners of the Bonds or BANs herein authorized;

(c) To modify, amend or supplement this Ordinance to permit the qualification of the Bonds or BANs herein authorized for sale under the securities laws of the United States of America or of any of the states of the United States of America or to obtain or maintain bond insurance or other credit enhancement with respect to payments of principal of and interest on Bonds or BANs herein authorized;

(d) To provide for the refunding or advance refunding of the Bonds herein authorized;

(e) To procure a rating on the Bonds herein authorized from a nationally recognized securities rating agency or agencies designated in such supplemental ordinance if such supplemental ordinance will not adversely affect the owners of the Bonds herein authorized or any other bonds ranking on a parity with such Bonds; or

(f) To accomplish any other purpose which, in the judgment of the City, does not adversely affect the interests of the owners of the Bonds or BANs herein authorized.

Section 26. **Supplemental Ordinances Without Consent.** Subject to the terms and provisions contained in this Section 26, and not otherwise, the owners of not less than sixty-six and two-thirds percent (66-2/3%) in aggregate principal amount of the Bonds issued pursuant to this Ordinance and then outstanding shall have the right, from time to time, anything contained in this Ordinance to the contrary notwithstanding, to consent to and approve the adoption by the City of such ordinance or ordinances supplemental hereto as shall be deemed necessary or desirable by the City for the purpose of modifying, altering, amending, adding to or rescinding in any particular any of the terms or provisions contained in this Ordinance, or in any supplemental ordinance; provided, however, that nothing herein contained shall permit or be construed as permitting:

(a) An extension of the maturity of the principal of or interest on any Bond issued pursuant to this Ordinance; or

(b) A reduction in the principal amount of any Bond or the redemption premium or the rate of interest thereon; or

(c) The creation of a lien upon or a pledge of the net revenues of the Waterworks ranking prior to the pledge thereof created by this Ordinance; or

(d) A preference or priority of any Bond or Bonds issued pursuant to this Ordinance over any other Bond or Bonds issued pursuant to the provisions of this Ordinance; or

(e) A reduction in the aggregate principal amount of the Bonds required for consent to such supplemental ordinance; or

(f) A reduction in the Debt Service Reserve Requirement; or

(g) The extension of mandatory sinking fund redemption dates, if any.

If the owners of not less than sixty-six and two-thirds percent (66-2/3%) in aggregate principal amount of the Bonds outstanding at the time of adoption of such supplemental ordinance shall have consented to and approved the adoption thereof by written instrument to be maintained on file in the office of the Controller of the City, no owner of any bond issued pursuant to this Ordinance shall have any right to object to the adoption of such supplemental ordinance or to object to any of the terms and provisions contained therein or the operation thereof, or in any manner to question the propriety of the adoption thereof, or to enjoin or restrain the City or its officers from adopting the same, or from taking any action pursuant to the provisions thereof. Upon the adoption of any supplemental ordinance pursuant to the provisions of this Section, this Ordinance shall be, and shall be deemed, modified and amended in accordance therewith, and the respective rights, duties and obligations under this Ordinance of the City and all owners of Bonds issued pursuant to the provisions of this Ordinance then outstanding, shall thereafter be determined, exercised and enforced in accordance with this Ordinance, subject in all respects to such modifications and amendments. Notwithstanding anything contained in the foregoing provisions of this Ordinance, the rights and obligations of the City and of the owners of the Bonds authorized by this Ordinance, and the terms and provisions of the Bonds and this Ordinance, or any supplemental ordinance, may be modified or altered in any respect with the consent of the City and the consent of the owners of all the Bonds issued pursuant to this Ordinance then outstanding.

Section 27. **Reimbursement of Preliminary Expenditures.** The Common Council hereby declares that, for the purpose of evidencing compliance with Indiana Code 5-1-14-6 and Section 1.150-2 of the Treasury Regulations, it reasonably expects to reimburse with the proceeds of the Bonds or BANs (in an amount not to exceed and payable from the sources set

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forth above) expenditures for the payment of the costs of the Project made by or on behalf of the City prior to the issuance of the Bonds or BANs during the period beginning on the date sixty (60) days prior to the effective date of this Ordinance until the date of issuance of the Bonds or BANs, as the case may be, which expenditures are expected to be paid initially from other legally available funds of the City.

Section 28. Repeal of Conflicting Ordinances. All ordinances, resolutions and orders, or parts thereof, in conflict with the provisions of this Ordinance, are, to the extent of such conflict, hereby repealed; provided, however, that this Ordinance shall not be construed as repealing or modifying in any respect any of the provisions of the Prior Ordinances.

Section 29. Official Statement. Except as otherwise provided in this Section, the Bonds shall be offered and sold pursuant to an Official Statement with respect to the Bonds (the "Official Statement"), to be made available and distributed in such manner, at such times, for such periods and in such number of copies as may be required pursuant to Rule 15c2-12 promulgated by the United States Securities and Exchange Commission (the "Rule") and any and all applicable rules and regulations of the Municipal Securities Rulemaking Board. The City hereby authorizes the Mayor and the Controller (a) to authorize and approve a Preliminary Official Statement, as the same may be appropriately confirmed, modified and amended for distribution as the Preliminary Official Statement of the City; (b) on behalf of the City, to designate the Preliminary Official Statement a "final" Official Statement with respect to the Bonds, subject to completion as permitted by and otherwise pursuant to the Rule; and (c) to authorize and approve the Preliminary Official Statement to be placed into final form and to enter into such agreements or arrangements as may be necessary or advisable in order to provide for the distribution of a sufficient number of copies of the Official Statement under the Rule.

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The Mayor and the Controller are further authorized to execute and attest, respectively, an agreement in connection with the offering of the Bonds in accordance with the Rule by which the City agrees to undertake such continuing disclosure obligations as may be required under the Rule.

In the event the Bonds are sold to the Bond Bank, the Bonds shall not be required to be offered pursuant to an Official Statement, and the Mayor and the Controller shall be authorized to approve any information relating to the City and the Bonds contained in any official statement or offering document prepared by the Bond Bank in connection with any Bond Bank bonds issued to provided funds for the purchase of the Bonds.

Section 30. Issuer's Certificate. The Controller shall, prior to the sale of the Bonds, set forth in a certificate (the "Issuer's Certificate") the principal payment schedule for the Bonds, the percentage of par at which the Bonds shall be sold and any other matters required by this Ordinance to be provided in the Issuer's Certificate.

Section 31. Payments on Holidays. If the date of making any payment or the last date for performance of any act or the exercising of any right, as provided in this Ordinance, shall be a legal holiday or a day on which banking institutions in the City or in the town or city in which the Registrar and Paying Agent is located are typically closed, such payment may be made or act performed or right exercised on the next succeeding day not a legal holiday or a day on which such banking institutions are typically closed, with the same force and effect as if done on the nominal date provided in this Ordinance, and no interest shall accrue for the period after such nominal date.

Section 32. Separability. If any section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such

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section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

Section 33. **Captions.** The captions in this Ordinance are inserted only as a matter of convenience and reference, and such captions are not intended and shall not be construed to define, limit, establish, interpret or describe the scope, intent or effect of any provision of this Ordinance.

Section 34. **Effectiveness.** This Ordinance shall be in full force and effect from and after its passage.

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Adopted by the Common Council of the City of Fort Wayne, Indiana, on the ________ day of ____________, 2007.

COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

____
Presiding Officer

ATTEST:

____
Controller

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APPENDIX A

[Form of Bond]

UNITED STATES OF AMERICA
STATE OF INDIANA, COUNTY OF ALLEN
CITY OF FORT WAYNE, INDIANA,
WATERWORKS REVENUE BOND, SERIES 2007

No. 07R-____

Interest Rate	Maturity Date	Original Date	Authentication Date	CUSIP

Registered Owner:

Principal Amount:

The City of Fort Wayne (the "City"), in Allen County, State of Indiana, for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, upon surrender hereof, solely out of the special revenue fund hereinafter referred to, the Principal Amount stated above, on the Maturity Date stated above (unless this bond be subject to and shall have been called for redemption prior to maturity as hereinafter provided), and to pay interest hereon on said Principal Amount until the City's obligation with respect to the payment of said Principal Amount shall be discharged, at the Interest Rate per annum stated above from the interest payment date immediately preceding the Authentication Date of this bond, unless this bond is authenticated after the fifteenth day of the calendar month immediately preceding an interest payment date and on or before such interest payment date, in which case it shall bear interest from such interest payment date, or unless this bond is authenticated on or before ___________ 15, 200___, in which case the interest shall be paid from the Original Date stated above. Interest on this bond shall be payable semiannually on June 1 and December 1 of each year, commencing _____________ 1, 200____, and shall be calculated on the basis of twelve (12) thirty (30)-day months for a three hundred sixty (360)-day year.

The principal of and premium, if any, on this bond are payable at the principal office of _____________________ in the _____ of ____________, Indiana, as Registrar and Paying Agent (which term shall include any successor registrar and paying agent). All payments of interest hereon shall be paid by check or draft mailed or delivered by the Paying Agent to the Registered Owner hereof at the address as it appears on the registration books of the Registrar as of the fifteenth day of the calendar month immediately preceding the applicable interest payment date or at such other address as is furnished to the Registrar and Paying Agent in writing by such

Registered Owner. All payments on this bond shall be made in any coin or currency of the United States of America which, on the dates of such payments, shall be legal tender for the payment of public and private debts.

[Notwithstanding the foregoing, if payment of principal or interest is made to a depository, payment shall be made by wire transfer on the payment date in same-day funds.] [Notwithstanding the foregoing paragraph, so long as this bond is registered in the name of the Indiana Bond Bank (the "Bond Bank"), principal of and interest on this bond shall be paid by wire transfer to a financial institution designated by the Bond Bank on the due date of such payment or, if such date is a day when financial institutions are not open for business, on the business day immediately preceding such due date. So long as the Bond Bank is the registered owner of this bond, this bond shall be presented for payment as directed by the Bond Bank.]

This bond and the other bonds of this issue, together with the interest payable hereon and thereon, are payable solely from and secured by an irrevocable pledge of and constitute a first charge upon all of the net revenues (herein defined as the gross revenues of the waterworks of the City after deduction only for the payment of the reasonable expenses of operation, repair and maintenance, but not including depreciation and payments in lieu of taxes), derived from the waterworks of the City, including the existing works, the improvements and extensions acquired or constructed out of the proceeds of this bond and the issue of which it is a part, and all additions and improvements thereto subsequently acquired or constructed; and rank on a parity basis with other bonds of the City, (i) issued pursuant to Ordinance No. S-79-96 of the City and designated "City of Fort Wayne, Indiana, Waterworks Revenue Bonds of 1997," outstanding on the issuance date of this bond in the principal amount of Three Million Fifty-five Thousand and 00/100 Dollars ($3,055,000.00) and payable on December 1 in the years 2007 through and including 2011 (the "1997 Bonds"); (ii) issued pursuant to Ordinance No. S-127-02 of the City and designated "City of Fort Wayne, Indiana, Waterworks Refunding Revenue Bonds of 2003," outstanding on the issuance date of this bond in the principal amount of Four Million Five Hundred Thirty-five Thousand and 00/100 Dollars ($4,535,000.00) and payable on December 1 in the years 2007 through and including 2017 (the "2003 Bonds"); (iii) issued pursuant to S-72-04 of the City and designated "City of Fort Wayne, Indiana, Waterworks Revenue Bonds of 2005," outstanding on the issuance date of this bond in the principal amount of Sixteen Million Seven Hundred Thousand and 00/100 Dollars ($16,700,000.00) and payable on December 1 in the years 2007 through and including 2019 (the "2005 Bonds"); and (iv) issued pursuant to S-54-06 of the City and designated "City of Fort Wayne, Indiana, Waterworks Revenue Bonds, Series 2006," outstanding on the issuance date of this bond in the principal amount not to exceed Thirty-one Million Nine Hundred Thousand and 00/100 Dollars ($31,900,000.00) and payable on December 1 in the years 2007 through and including 2021 (the "2006 Bonds" and with the 1997 Bonds, the 2003 Bonds and the 2005 Bonds, the "Prior Bonds"). The City shall not be obligated to pay the principal of or interest on this bond except from the special fund, entitled the "Waterworks Sinking Fund" (heretofore created by ordinance of the City and continued under the Ordinance as hereinafter defined), provided from the net revenues of such waterworks, and neither this bond nor any of the bonds of the issue of which this bond is a part shall constitute an indebtedness of the City within the meaning of the provisions and limitations of the constitution of the State of Indiana.

The City, the Registrar and the Paying Agent may deem and treat the Registered Owner hereof as the absolute owner hereof for the purpose of receiving payment of or on account of principal hereof and the interest due hereon and for all other purposes, and none of the City, the Registrar or the Paying Agent shall be affected by any notice to the contrary.

This bond shall not be valid or become obligatory for any purpose or entitled to any security or benefit under the Ordinance unless and until the certificate of authentication hereon shall have been executed by a duly authorized representative of the Registrar.

This bond is one of an authorized issue of bonds of the City of like tenor and effect, except as to numbering, interest rate and date of maturity, in the aggregate principal amount of ___________________________________ Dollars ($_________) numbered from 07R-1 upward, issued for the purpose of providing funds to pay the cost of certain improvements and extensions to the waterworks of the City (the "Waterworks"), [to refund notes issued in anticipation of the bonds,] and all expenses necessarily incurred in connection with the issuance of such bonds, as authorized by an ordinance adopted by the Common Council of the City on the _____ day of ____________, 2007, entitled "An Ordinance of the Common Council of the City of Fort Wayne, Indiana, Authorizing the Acquisition by the City of Fort Wayne, Indiana, of Certain Improvements and Extensions to the City's Waterworks, the Issuance and Sale of Revenue Bonds to Provide Funds for the Payment of the Costs Thereof, the Issuance and Sale of Bond Anticipation Notes in Anticipation of the Issuance and Sale of Such Bonds, and the Collection, Segregation and Distribution of the Revenues of Such Waterworks and Other Related Matters" (the "Ordinance"), and in strict compliance with the provisions of Indiana Code, Title 8, Article 1.5, and the laws amendatory thereof and supplemental thereto (the "Act").

Reference is hereby made to the Ordinance for a description of the nature and extent of the rights, duties and obligations of the owner of the bonds and the City and the terms on which this bond is issued, and to all the provisions of the Ordinance to which the owner hereof by the acceptance of this bond assents.

The City reserves the right pursuant to the terms and conditions of the Ordinance to authorize and issue additional bonds hereafter payable out of the net revenues of the Waterworks, ranking on a parity herewith or junior hereto for the purpose of financing future extensions and improvements to the Waterworks.

This bond is issuable only in fully registered form in the denomination of five thousand dollars ($5,000) or any integral multiple thereof not exceeding the aggregate principal amount of the bonds of this issue maturing in any one year.

Pursuant to the provisions of the Act and the Ordinance, the principal of and interest on this bond and all other bonds of this issue, together with the Prior Bonds and any bonds hereafter issued on a parity herewith or therewith, are secured by and are payable solely from the Waterworks Sinking Fund heretofore created, and continued by the Ordinance, to be provided from the net revenues derived from the Waterworks, including the existing works, the improvements and extensions acquired or constructed out of the proceeds of this bond and the issue of which it is a part, and all additions and improvements thereto and replacements thereof

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subsequently constructed and acquired. This bond does not and shall not constitute an indebtedness of the City within the meaning of the provisions and limitations of the constitution of the State of Indiana, and the City is not and shall not be obligated to pay this bond or the interest thereon except from such special fund provided from such net revenues.

The City irrevocably pledges the entire net revenues of the Waterworks, to the extent necessary for such purposes, to the prompt payment of the principal of and interest on the bonds of this issue authorized pursuant to the Ordinance, including this bond, the Prior Bonds and any bonds hereafter issued on a parity herewith or therewith. The City covenants that it will to the fullest extent permitted by law cause to be fixed, maintained and collected such rates and charges for services rendered by such works as are sufficient in each year for the payment of the proper and reasonable expenses of operation and maintenance of said works and for the payment of the sums required to be paid into said Sinking Fund under the provisions of said Act and said Ordinance. In the event the City, or the proper officers thereof, shall fail or refuse to so fix, maintain and collect such rates or charges, or if there be a default in the payment of the principal of or interest on this bond, the Registered Owner of this bond shall have all of the rights and remedies provided for under Indiana law.

The City further covenants that it will set aside and pay into its Waterworks Sinking Fund a sufficient amount of the net revenues of the Waterworks to meet (a) the interest on all bonds payable from the revenues of the Waterworks, as such interest shall fall due, (b) the necessary fiscal agency charges for paying all bonds and interest, (c) the principal of all bonds payable from the revenues of the Waterworks, and (d) an additional amount as a margin of safety to create the reserve required by the Ordinance.

The bonds of this issue maturing on or after December 1, 2018, are subject to redemption prior to maturity, at the option of the City, in whole or in part (and if in part, only in authorized denominations and in order of maturity determined by the City and by lot within any such maturity or maturities in such manner as may be designated by the Registrar), on any date on or after December 1, 2017, at a redemption price equal to one hundred percent (100%) of the principal amount of the bonds to be redeemed, plus accrued and unpaid interest on the bonds so redeemed to the redemption date, and without premium.

Notice of any such redemption shall be sent by registered or certified mail to the Registered Owner of this bond at least thirty (30) days prior to the date fixed for redemption, unless such notice is waived by the Registered Owner; provided, however, that failure to give such notice by mailing, or any defect therein, with respect to any such bond will not affect the validity of any proceedings for redemption of any other such bonds. The notice shall specify the redemption price, the date and place of redemption, and the registration numbers (and in case of partial redemption, the respective principal amounts) of the bonds called for redemption. Interest on bonds so called for redemption shall cease to accrue on the redemption date fixed in such notice, so long as sufficient funds are available at the place of redemption to pay the redemption price on the redemption date or when presented for payment.

Prior to the date fixed for redemption, funds shall be deposited with the Paying Agent to pay, and the Paying Agent is hereby authorized and directed to apply such funds to the payment of the bonds or portions thereof called, together with accrued interest thereon to the redemption date and any required premium. No payment shall be made by the Paying Agent upon any bond or portion thereof called for redemption until such bond shall have been delivered for payment or cancellation or the Registrar shall have received the items required by the Ordinance with respect to any mutilated, lost, stolen or destroyed bond.

If this bond or a portion hereof shall have become due and payable in accordance with its terms or this bond or a portion hereof shall have been duly called for redemption or irrevocable instructions to call this bond or a portion hereof for redemption shall be given and the whole amount of the principal and the premium, if any, and interest, so due and payable upon this bond or such portion hereof shall be paid, or (i) sufficient moneys, or (ii) direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by the United States of America, the principal of and the interest on which when due will provide sufficient moneys for such purpose, or (iii) time certificates of deposit of a bank or banks, fully secured as to both principal and interest by obligations of the kind described in (ii) above, the principal of and interest on which when due will provide sufficient moneys for such purpose, shall be held in trust for such purpose, and provision shall also be made for paying all fees and expenses for the redemption, then and in that case this bond or such portion hereof shall no longer be deemed outstanding, entitled to the pledge of the net revenues of the Waterworks or an obligation of the City.

If this bond shall not be presented for payment or redemption on the date fixed therefor, the City may deposit in trust with the Paying Agent an amount sufficient to pay such bond or the redemption price, as appropriate, and thereafter the Registered Owner shall look only to the funds so deposited in trust with the Paying Agent for payment, and the City shall have no further obligation or liability with respect thereto.

All bonds which have been redeemed shall be cancelled and cremated or otherwise destroyed and shall not be reissued and a counterpart of the certificate of cremation or other destruction evidencing such cremation or other destruction shall be furnished by the Registrar to the City; provided, however, that one or more new registered bonds shall be issued for the unredeemed portion of any bond without charge to the holder thereof.

Subject to the provisions of the Ordinance regarding the registration of such bonds, this bond and all other bonds of this issue of which this bond is a part are fully negotiable instruments under the laws of the State of Indiana. This bond is transferable or exchangeable only on the books of the City maintained for such purpose at the principal office of the Registrar, by the Registered Owner hereof in person, or by his attorney duly authorized in writing, upon surrender of this bond together with a written instrument of transfer or exchange satisfactory to the Registrar duly executed by the Registered Owner or his attorney duly authorized in writing, and thereupon a new fully registered bond or bonds in the same aggregate principal amount and of the same maturity shall be executed and delivered in the name of the transferee or transferees or the Registered Owner, as the case may be, in exchange therefor. This bond may be transferred or exchanged without cost to the Registered Owner or his attorney duly authorized in writing, except for any tax or other governmental charge which may be required to be paid with respect to such transfer or exchange. The Registrar shall not be obligated to make any exchange or

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transfer of this bond (i) during the fifteen (15) days immediately preceding an interest payment date on this bond or (ii) after the mailing of any notice calling this bond for redemption. The City, the Registrar and any Paying Agent for this bond may treat and consider the person in whose name this bond is registered as the absolute owner hereof for all purposes including for the purpose of receiving payment of, or on account of, the principal hereof and the redemption premium, if any, and interest due hereon.

In the event this bond is mutilated, lost, stolen or destroyed, the City may cause to be executed and the Registrar may authenticate a new bond of like date, maturity and denomination as this bond, which new bond shall be marked in a manner to distinguish it from this bond; provided, that in the case of this bond being mutilated, this bond shall first be surrendered to the Registrar, and in the case of this bond being lost, stolen or destroyed, there shall first be furnished to the Registrar evidence of such loss, theft or destruction satisfactory to the City and to the Registrar, together with indemnity satisfactory to them. In the event that this bond, being mutilated, lost, stolen or destroyed, shall have matured or been called for redemption, instead of causing to be issued a duplicate bond the Registrar may pay this bond upon surrender of this mutilated bond or upon satisfactory indemnity and proof of loss, theft or destruction in the event this bond is lost, stolen or destroyed. In such event, the City and the Registrar may charge the owner of this bond with their reasonable fees and expenses in connection with the above. Every substitute bond issued by reason of this bond being lost, stolen or destroyed shall, with respect to this bond, constitute a substitute contractual obligation of the City, whether or not this bond, being lost, stolen or destroyed shall be found at any time, and shall be entitled to all the benefits of the Ordinance, equally and proportionately with any and all other bonds duly issued thereunder.

In the manner provided in the Ordinance, the Ordinance and the rights and obligations of the City and the owners of the bonds of this issue authorized thereunder, including this bond, may (with certain exceptions as stated in the Ordinance) be modified or amended with the consent of the owners of at least sixty-six and two-thirds percent (66-2/3%) in aggregate principal amount of such bonds exclusive of any such bonds which may be owned by the City.

The Registered Owner of this bond, by the acceptance hereof, hereby agrees to all the terms and provisions contained in the Ordinance.

The City, the Registrar and the Paying Agent may deem and treat the Registered Owner hereof as the absolute owner hereof for the purpose of receiving payment of or on account of principal hereof and the interest due hereon and for all other purposes, and none of the City, the Registrar or the Paying Agent shall be affected by any notice to the contrary.

This bond shall not be valid or become obligatory for any purpose or entitled to any security or benefit under the Ordinance herein described unless and until the certificate of authentication hereon shall have been executed by a duly authorized representative of the Registrar.

The City hereby certifies, recites and declares that all acts, conditions and things required to be done precedent to and in the preparation, execution, issuance and delivery of this bond have been done and performed in regular and due form as required by law.

IN WITNESS WHEREOF, the City of Forty Wayne, in Allen County, State of Indiana, has caused this bond to be executed in its corporate name and on its behalf by the manual or facsimile signature of its Mayor, countersigned by the manual or facsimile signature of its Controller, and its corporate seal to be hereunto affixed or impressed by any means and attested by the manual or facsimile signature of its Clerk.

CITY OF FORT WAYNE, INDIANA

By:____________________________________
Mayor

By:____________________________________
Controller

(Seal of the City)

ATTEST:

____
Clerk

REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This bond is one of the City of Fort Wayne, Indiana, Waterworks Revenue Bonds, Series 2007, issued and delivered pursuant to the provisions of the within-mentioned Ordinance.

By:____
_____________________, as Registrar

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto ____ (insert name and address) the within bond and all rights thereunder, and hereby irrevocably constitutes and appoints ______________________________ attorney to transfer the within bond on the books kept for the registration thereof with full power of substitution in the premises.

Dated: ___________________

____
NOTICE: The signature to this assignment must correspond with the name as it appears on the face of the within bond in every particular, without alteration or enlargement or any change whatsoever.

Signature Guarantee:

____
NOTICE: Signature(s) must be guaranteed by an eligible guarantor institution participating in a Security Transfer Association recognized signature guarantee program.

[End of Bond Form]

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ESTIMATE AND REQUEST OF
THE BOARD OF PUBLIC WORKS
OF THE CITY OF FORT WAYNE, INDIANA

TO: The Common Council of the City of Fort Wayne, Indiana
Clerk of the City of Fort Wayne, Indiana

The Board of Public Works (the "Board") of the City of Fort Wayne, Indiana (the "City"), desires to acquire certain utility assets of Utility Center, Inc. now d/b/a Aqua Indiana, for the operation of the Waterworks as authorized under Indiana Code 36-9-23, as amended (collectively, the "Project").

Based on studies by the consultants for the City, the cost of financing the Project, along with costs and expenses incidental thereto, is in the amount not to exceed Twenty-one Million Fifteen Thousand and 00/100 Dollars ($21,015,000.00). The foregoing estimate is a true, fair and complete estimate of the probable costs to be paid by the City to finance the Project based on a careful and thorough examination of all the facts surrounding the Project. The Project is a legitimate expense of the City.

The Board has considered alternatives for the funding of the Project and has decided that the only acceptable means for the financing of such Project together with costs and expenses incidental thereto, is the issuance by the City of waterworks utility revenue bonds in an amount not to exceed Twenty-one Million Fifteen Thousand and 00/100 Dollars ($21,015,000.00) (the "Bonds") and bond anticipation notes in anticipation of the issuance of the bonds in an aggregate principal amount not to exceed Seventeen Million Eight Hundred Forty and 00/100 Dollars ($17,840,000.00) (the "BANs").

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The Board hereby requests that the Common Council of the City authorize the issuance of the Bonds and the BANs for the costs of the Project together with all costs and expenses incidental thereto, including the costs of issuance of the Bonds and the BANs.

We each affirm, under the pains and penalties for perjury, that the foregoing representations are true to the best of our individual knowledge and belief.

* * * * *

Dated this 10th day of October, 2007.

BOARD OF PUBLIC WORKS OF THE
CITY OF FORT WAYNE, INDIANA

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST:

Marilyn Huth
Marilyn Huth, Clerk

RESOLUTION #94-10-17-07-1

Approving the City of Fort Wayne's Process to Acquire and Dispose of Real Estate Located within the Area Known as Renaissance Point

WHEREAS, the City of Fort Wayne Division of Community Development has entered into a Memorandum of Understanding (copies attached) with a group of builders listing the terms and conditions to be adhered to in the development of the project known as Renaissance Point, and;

WHEREAS, the City will be using federal funds to acquire properties within the area known as Renaissance Point, and;

WHEREAS, the City's Property Manager has been authorized to sign real estate related documents on behalf of the City of Fort Wayne, and;

WHEREAS, the City of Fort Wayne by and through its Property Manager and, at the direction of the Community Development Department, has and will continue to acquire and dispose of real estate within the area known as Renaissance Point, and;

WHEREAS, it is the policy of the Property Manager to have the Board of Public Works to approve the acquisition of real estate by the City of Fort Wayne, and;

WHEREAS, it is the policy of the Property Management Department to declare the City's Intent to Sell all real estate owned by the City of Fort Wayne to the Board of Public Works and;

WHEREAS, it is the policy of the Property Management Department to ask the Board of Public Works to approve the disposal of real estate owned by the City of Fort Wayne, and;

WHEREAS, the Property Management will also adhere to the disposal of real estate per the terms and conditions referenced in the Memorandum of Understanding between the City of Fort Wayne and said builders, and;

WHEREAS, the City of Fort Wayne believes the Renaissance Point project will help promote economic development, and;

WHEREAS, the City of Fort Wayne believes it is in the best interest of the City and its taxpayers for the Board of Public Works to grant a blanket approval of the above stated process as it relates to real estate located within the area of Renaissance Point.

NOW, THEREFORE, be it resolved that the City of Fort Wayne Board of Public Works:

Finds, determines, ratifies and confirms that the signing of real estate related documents by the City's Property Manager within the area known as Renaissance Point is in the best interest of the City of Fort Wayne and its taxpayers.

Finds, determines, ratifies and confirms that a blanket approval of the acquisition and disposition process for real estate within the area known as Renaissance Point is in the best interest of the City of Fort Wayne and this community.

The Property Manager is authorized to act on and behalf of the City of Fort Wayne and to execute any and all agreements, documents and deeds required in the acquisition and disposal (per the terms of the Memorandum of Understanding) of real estate located within the area known as Renaissance Point.

Adopted this 17th day of October, 2007

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

RENAISSANCE POINTE

MEMORANDUM OF UNDERSTANDING
BUILDER PROGRAM
PHASE 1

WHEREAS, The City of Fort Wayne ("City") has commenced a major urban residential development initiative in the Hanna Creighton neighborhood named Renaissance Pointe ("Project"); and

WHEREAS, the City entered into a development agreement with Mansur Real Estate Services ("Mansur") to serve as the Project's Master Developer; and

WHEREAS, the City and Mansur together form the overall management team ("Project Team") to provide oversight and direction to the Project and ensure its completion; and

WHEREAS, the Project Team established the Renaissance Pointe Implementation Strategy to guide the development process; and

WHEREAS, the Project Team sought the services of qualified builders (hereinafter referred to individually as a "Builder" and collectively as the "Builders") to acquire homesites and construct the first phase of homes in the Project; and

WHEREAS, each Builder has been made aware of the Project and has expressed its willingness to participate in the Project by constructing one or two model homes ("Model Home(s)") while agreeing to acquire other properties ("Homesites") in the Project to construct new housing; and

WHEREAS, the parties wish to enter into this agreement ("Agreement") to set forth the obligations of the parties hereto.

NOW THEREFORE, in consideration of the mutual promises, the parties agree to the following terms and conditions:

ARTICLE I
PARTICIPATING BUILDERS

I.A. Builder Definition. Participating Builders in Phase 1 of the Project shall include Lancia Homes, Delagrange Homes, and Ideal Suburban Homes, d/b/a Ideal Builders.

I.B. Exclusivity. The Project Team recognizes that no additional builder shall be added to Phase 1 of Project , provided original Builders identified in Section I.A. are fulfilling their obligations as called forth within this Agreement.. A site map of the overall Project showing the boundaries of Phase 1 is attached as Exhibit A. If the Project Team determines the Builder(s) is/are not fulfilling the requirements of the Project as outlined in this Agreement, or if a Builder voluntarily exits the Project, then the Project Team reserves the right to seek additional builders for Phase 1 and/or future phases of Project.

I.C. Homebuilder's Association of Fort Wayne. Builders must be members of the Homebuilder's Association of Fort Wayne, and be in good standing with the Homebuilder's Association of Fort Wayne throughout duration of the Project. Failure on either part shall constitute an event of default.

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ARTICLE II
MODEL HOME CONSTRUCTION

II.A. **Model Home Requirement.** By serving as a Builder, all builders agree to construct one or two Model Homes at a location within Phase 1 as designated by the Project Team.

II.B. **Model Home Plans.** The Model Home design must be presented to, and approved by, the Project Team.

IIC. **Model Home Funding.** The Model Home will be funded through a joint venture partnership comprised of one or more local banks and a local not-for-profit corporation ("Partnership"). Builder will not be responsible for establishing Partnership. The Partnership shall pay for 100% of all hard construction costs for the Builder's Model Home(s).

II.D. **Model Home Infrastructure.** As part of its overall infrastructure program in Phase 1, the City shall provide new curbs, sidewalks, streets, alleys, street lighting, and street trees in the public right-of-way along designated street where Model Home will be located.

II.E. **Model Home Utilities.** As part of its overall infrastructure program in Phase 1, the City shall provide each model home with a new sewer tap off the alley and a new water extension and curb box from the street to the property line.

II.F. **Model Home Contract.** Each Charter Builder must enter into an AIA construction contract ("Model Home Contract") with the Partnership with a guaranteed maximum price. The Model Home Contract provides full detail on all terms and conditions for the construction of the Model Home.

II.G. **Model Home Draw Requests.** Each builder must submit a request for payment on the Model Home(s) by submitting a draw request, in a format as determined by the Partnership. Builder shall submit request no later than the 5th of each month to a designated representative of the Project Team. Builder recognizes that the Partnership has a right to inspect the property during construction and may alter payment if a sight inspection reveals that work being requested for payment is inconsistent with work completed.

II.H. **Design Guidelines.** All builders must comply with the established Design Guidelines for construction of the Model Home. The Project Team shall inspect all completed models and make periodic reviews during construction to ensure compliance. Any deviations from the approved plans, or from the Design Guidelines, must be submitted in writing to the Project Team and receive written approval. Unauthorized deviations from the approved plans, or from the Design Guidelines, must be corrected by the Builder upon the request of the Project Team.

II.I. **Model Home Builder Fee.** For constructing such Model Home, Partnership shall pay Builder a contractor fee of five percent (5%) of the hard construction cost of the Model Home above the wholesale price of the Model Home as incurred by the Builder ("Model Fee"). Builder shall also be entitled to a sales commission of three percent (3%) of the final Model Home sales price upon completion of the Project, or at whenever time the Model Home is sold, provided Builder takes the lead in the sales process and securing an ultimate buyer for the Model Home ("Model Commission"). Sale of the Model Home shall be approved by the Partnership.

ARTICLE III
MODEL HOME OPERATION

III.A. **Model Home Operations.** By executing this Agreement, Builder agrees to construct Model Home and lease Model Home from Partnership for a period of not to exceed sixty (60) months ("Rental Period") for a fee of one dollar ($1.00) per year. Lease and operation of Model Home may be extended

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for two (2) additional one-year periods at a rental fee not to exceed one dollar ($1.00) per year. Each Builder is responsible for operating and maintaining their respective Model Home(s) during this Rental Period. Builders will be responsible for all utility expenses, exterior maintenance, and interior maintenance to make each home presentable to the general public. Builder shall also return Model Home to Partnership at completion of lease term having made improvements to normal wear and tear. If the Project Team or the Partnership determines that improvements must be made as a result of every day wear and tear and/or a lack of routine maintenance provided by Builder (i.e. lawn maintenance, touch-up paint, etc.), a written request will be made to each Builder of such improvements. If Builder does not complete such improvements, the Project Team has a right to make the improvement and deduct the expense for any such improvements from the Model Commission.

III.B. **Model Home Insurance.** Each Builder is responsible for carrying appropriate insurance on the Model Home, both during construction period and during Rental Period as a Model Home. Copies of insurance certificates must be provided to the Partnership. Builder shall be responsible for providing all insurance against general liability, fire, hazard, property damage, theft, and builder's risk. Builder must name all parties within the Partnership and Project Team as additional insured on insurance certificate.

III.C. **Model Home Access.** Builder shall provide Project Team with a key to the Model Home(s), along with any security and/or alarm information. Project Team members may enter Model Home during the course of business of the Project Welcome Center ("Welcome Center"), which shall be located adjacent to the Model Homes. Entry into the Model Home beyond normal hours of operation of the Welcome Center must be approved by each Builder.

III.D. **Model Home Community Access.** Builder recognizes the Model Homes are community models and must be made available for the general public to tour and visit. Builder also recognizes that from time to time, the Project Team will have special events that will require Builder to be present within Model Home.

III.E. **Model Home Staffing.** Builder has a right to staff their Model Home as needed for the purposes of marketing and selling future homes in the Project. Builder understands that all visitors to the Project should also visit the Welcome Center. Builder shall not endorse, market, or offer any information about other developments Builder may be doing outside of this Project within their Model Home. Buyer prospects should also not be directed to any other development being completed by Builder until after buyer prospect has visited the Welcome Center and toured other model homes in Project.

III.F. **Model Home Standards of Conduct.** Builder and all associated agents shall operate Model Home in a professional, courteous manner and shall not approach other Model Homes in an effort to pull buyer prospects away from other Builders or engage in any similar form of misconduct.

III.G. **Model Home Improvements.** Builder recognizes at the completion of the Project, the Partnership may elect to make physical improvements to the Model Home to make the home suitable for resale. The Partnership has the right to make improvements as they choose to do so in an effort to make the Model Home more marketable for a final sale. However, every day wear and tear, cleaning, touch-up painting, etc. shall be the responsibility of the Builder to provide on an as-needed basis during the course of business.

III.H. **Model Home Furnishing.** Builder may provide any vignettes and/or furnishing within their Model Home(s) as needed for touring by the general public. At a minimum, the lower level of the Model Home should be furnished or have vignettes, including the living area, dining area, and any family room area on the lower level.

III.I. **Model Home Displays.** Builder shall have right to display any materials or information about the company, or the homes being offered by the Builder in the Project, within their Model Home.

III.J. **Model Home Signage.** The Project Team shall provide, at no cost to the Builder, a Model Home sign, to be centered across the front property line of their Homesite. No other signage will be allowed on the Homesite of the Model Home. Builder may provide signs for realtors or hours of operations on the front door or in the front window. Builder is allowed to include any information about vendors, suppliers, realtors, or subcontractors inside of their Model Home(s).

III.K. Model Home Parking. Builder shall not park vehicles in the front or side yards and should strive to keep on-street parking open for the general public. Any employee parking should be confined to the garages, or garage pads off the alley.

III.L. Model Home Pets. Builder may not have pets within the Model Home at any time.

III.M. Model Home as Residence. Under no circumstance should anyone be living in the Model Home during the Rental Period. The Model Home should be used for marketing purposes only, until sold at Project completion.

III.N. Model Home Security. Builder shall be responsible for providing any security necessary for Model Home and shall be held liable for any damages incurred.

III.O. Other Model Home Uses. The Model Home(s) shall be used exclusively for purposes relating to the marketing and home sales of the Project. Any other function, use, or special event Builder may want to hold within the Model Home(s) must be approved by the Project Team.

ARTICLE IV
HOMESITE PURCHASE

IV.A. Purchase Process. Builders are required to purchase homesites in Phase 1 every other month. The Project Team will establish a designated closing date each month with the title company ("Closing Date"), which will be on a set date each month throughout the duration of the Project. Each participating Builder must purchase at least one (1) Homesite at every other Closing Date during the first year of the Project, and at least two (2) Homesites at every other Closing Date during all subsequent years of the Project, unless an exception is granted by the Master Developer. Notwithstanding this requirement, Builders may elect to purchase Homesite(s) at every Closing Date, and purchasing a Homesite on one Closing Date does not preclude Builder from purchasing additional Homesites at the following Closing Date. Builders must notify the Project Team no later than 30 days in advance of each Closing Date how many Homesites they will be purchasing for the following Closing Date. At that time, Builders will select from the available Homesites remaining in Phase 1 and identify their selected Homesites for the upcoming Closing Date. Builders will be required to begin purchasing Homesites at such time as sanitary taps, water line extensions, and utility improvements are made to the first group of Homesites. Builders will also not be required to begin purchasing Homesites until a complete schedule of all utility and infrastructure upgrades for Phase 1 has been finalized and provided to Builders.

IV.B. Homesite Prices. The price for each Homesite in Phase 1 shall be Twelve Thousand Dollars ($12,000.00).

IV.C. Homesite Allocation. Builders will select their Homesites for each Closing Date no later than 30 days of such Closing Date, as called forth in Section IV.A.

IV.D. Purchase Schedule. Builders must purchase Homesites in accordance with the agreed upon Closing Date schedule, with a purchase frequency of no less than one (1) Homesite every other month during the first year of operation, and no less than two (2) Homesites every other month during all subsequent years. Terms of the Homesite purchase schedule shall commence upon the Builder's first Homesite purchase(s) beyond the requirements of the Model Home as called forth in Article III. Failure to adhere to the Purchase Schedule shall constitute an Event of Default.

IV.E. Plan Review. Builders are required to present home plans to the Project Team for each Homesite they acquire no later than ninety (90) days after the date of purchase of such Homesite,

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whether the new home is a pre-sold home or a speculative home. Failure to do so will constitute an event of default. In the event Builder will be constructing a home on a speculative basis, final plans may be modified at a later date after initial review is complete.

IV.F. Speculative Homes. Builders may construct speculative homes as needed to fulfill the terms of this agreement.

IV.G. Homesite Carrying Costs. Builder is responsible for paying all necessary property taxes and carrying costs and maintenance costs for the Homesite after Closing. Property taxes shall be prorated to the date of the purchase by the Builder.

IV.H. Unforeseen Debris. City warrants that all Homesites purchased by Builder in Phase 1 shall be free of subsurface debris. City shall provide Builder with a compaction report verifying the soil conditions of the Homesite. In the event Builder encounters subsurface debris, which requires an adjustment over and above Builder's normal excavation and foundation installation, Builder shall notify the Project Team of such occurrence, and provide documentation in writing of additional expense incurred to remedy situation. If accepted by Project Team, City shall credit such additional expense against future Homesite purchase(s) made by Builder.

IV.I. Title. City warrants clear title to all Homesites sold to Builder with a quitclaim deed and documentation of title insurance.

IV.J. Transfer. Builder may not transfer title to the Homesite to anyone other than the contract home purchaser for whom they are building.

ARTICLE V
HOME CONSTRUCTION

V.A. Design Guidelines. Builder must construct homes according to established Design Guidelines. All plans must be approved and stamped by designated representatives of the Project Team prior to receiving building permits from the City of Fort Wayne. Any changes made to the approved plans which will impact the elevations must be resubmitted and approved by the Project Team. If Project Team notices a deviation from Builder's home and the Design Guidelines, a letter will be sent to Builder notifying of discrepancy. Builder must make changes prior to home being sold to homebuyer. Failure to abide by Design Guidelines or construction inconsistent with approved plans will constitute an event of default.

V.B. Home Designs. Builders are responsible for the design and creation of their housing plans and specifications to be used in the Project. As called forth in the Design Guidelines, no three of any one particular home design may be constructed within one specific block, unless Builder demonstrates significant differentiation to exterior elevations. Each Builder shall have the exclusive right to their own plans, and Builders may not utilize the plans and home designs of other Builders for their own use in the Project without consent from the original Builder.

V.C. Quality Assurance Standards. Builder shall follow all standards of conduct and ethics set forth by the Quality Assurance standards of the Homebuilder's Association of Fort Wayne.

V.D. Code Compliance. Builder shall comply with all state and local codes and safety regulations. Builder acknowledges it is not the responsibility of the Project Team, or its designated Design Review Committee, to approve plans and assure compliance with fire, health, zoning, and life/safety regulations.

V.E. Duty of Care. Builder shall perform all workmanship in a professional manner, keeping noise, traffic, and visual eyesores to a minimum. Excessive noise from sound systems is not be allowed beyond normal radio levels.

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V.F. Construction Traffic. All construction traffic shall enter from the alley side of the Homesite. Washing of construction vehicles in the streets or alleys of the Project is not permitted. Construction crews shall not park on or otherwise use other Homesites in the Project unless approved by the Project Team. Parking on the street shall be restricted so as not to interfere with the flow of traffic, and in a manner where no damage shall be done to the infrastructure within the public right-of-way.

V.G. Infrastructure. As part of its overall infrastructure program, the City shall provide improvements in the public right-of-way along all streets and alleys located within the Phase 1 boundaries. Builder is not responsible for any public infrastructure improvements outside of the homesite boundaries. A complete schedule of all infrastructure improvements in Phase 1 shall be provided to Builders once available.

V.H. Utilities. As part of its overall infrastructure program, the City shall provide a new sewer tap off the alley and a new water extension from the street to a curb box on each Homesite. A complete schedule of all utility improvements in Phase 1 shall be provided to Builders once available.

V.I. Protection. Builder shall be responsible for protecting all public infrastructure within the right-of-way and shall pay for any damage caused to alleys, curbs, sidewalks, etc. as a result of its actions.

V.J. Liability. Builder is responsible and liable for all equipment and tools used on the homesite and is responsible for their proper storage.

V.K. Tree Removal. Builder shall not remove any trees in excess of three inches (3") of diameter outside of a ten foot radius of the home without prior approval of the Project Team.

V.L. Landscaping. Builder shall have all final landscaping completed at the time of occupancy of the home. In the event of inclimate season, final landscaping should be completed no later than June 15 of the following year or a date otherwise deemed reasonable by the Project Team. Builder must provide necessary grading and soil preparation to ensure proper growth for new plantings and lawn.

V.M. Excavation. Builder shall remove all excavation material from the homesite that will not be retained. Builder may not store or stockpile excess excavation materials off-site or on any other Homesites in the Project unless approval is granted by the Project Team. Builder is responsible for providing a temporary snow fence around all excavations which exceed four feet in depth as a safety measure.

V.N. Erosion and Street Cleaning. Builder must use care in keeping mud, silt, and other excess debris off the streets and alleys. Builder shall be responsible for proper erosion control with adequate silt fencing and gravel at end of drives if required. Builder shall ensure equipment is kept clean so as not to track mud throughout the Project. If street cleaning is required to remove excess mud, Builder may be back-charged for the cost of such cleaning.

V.O. Sanitary Facilities. Builder shall provide adequate sanitary facilities for its workers. Builders on adjacent properties may elect to share portable toilet facilities, so long as an adequate number of portable facilities are provided within any given block of construction activity. All portable toilets shall be kept in the rear yards of each homesite.

V.P. Trash and Debris. Builder shall keep each homesite relatively clean and control dust from the homesite. Builder is responsible for all necessary clean-up, trash removal, and damage repair caused on its homesites. Builder may not dump, burn, or bury any trash or debris anywhere in the Project. Dumpsters, cages, and storage bins must be kept to the rear of the homesite. Builder shall ensure each homesite is cleaned on a daily basis, with all dumpsters and/or cages emptied on a weekly basis to prevent overflows and lightweight materials from blowing away. If Builder is not in compliance with such measure it may be back-charged for the cost of providing this service.

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V.Q. Utility Disruption. Builder shall immediately report damage to telephone lines, cable TV, electrical, water, or other utilities caused by its actions to the appropriate utility. Builder is responsible for ensuring such damaged utility is repaired.

V.R. Plot Plans and Staking. Builder is responsible for providing its plot plans and home staking on all Homesites at its sole expense.

V.S. Financial Capacity. Builder acknowledges the risk associated with purchasing Homesites and assumes financial responsibility for such purchases and all related costs associated with developing and constructing homes on each Homesite.

V.T. Construction Start-Up. Builders are required to commence construction of homes on all Homesites within one hundred eighty (180) days after the date of purchase of each Homesite. Failure to do so will constitute an event of default.

V.U. Construction Completion. Builders are required to complete construction of Homes on all homesites no later than one (1) year after the purchase of the Homesite. Failure to do so will constitute an event of default.

V.V. Notification of Buyer Purchase Agreements. Builders are required to provide information to the Project Team about homebuyers for purposes of tracking demographic data about Phase 1. Project team will provide a one-page form which all builders will be required to complete for each home constructed in Phase 1 which will provide specific information about the final homebuyer. Project Team will not forward any information Builder provides regarding its buyers to any outside party.

V.W. No Liens. Builder will procure either no-lien contracts with all of its contractors, subcontractors, suppliers or materialmen performing service on or delivering goods or supplies to Builder's Homesites or lien waivers for the work done on the homesite and not cause any lien to encumber the title to the Property. Builder may upon written notice to the Project Team of its intention to do so, in good faith contest any mechanic's or other lien filed or established and in such event Project Team shall permit such mechanic's or other lien to remain undischarged and unsatisfied during the period of such contest or appeal. Upon request of the Project Team, Builder agrees to furnish or cause to be furnished, such security as may be required, to and for the benefit of the home buyer, or any title insurance company designated by Project Team to permit a report of title to be issued relating to the homesite without showing thereon the effect of such lien or an endorsement to be issued with respect to a policy of title insurance which endorsement insures against the effect of such lien. During the course of such contest Builder shall keep Project Team and buyer informed respecting the status of such defense.

ARTICLE VI
MARKETING

VI.A. Use of Name and Logo. Builder shall have the right to use the Project name and logo for all flyers, displays, handouts, etc. Builder may use Project logo for professional advertising with consent of Project Team. However, Builder may not publicize, announce, or advertise Project as an exclusive development by its company.

VI.B. Marketing Materials. Builder may use Project folders, brochures, or other collateral materials as necessary for the sales and marketing of its respective homes. Business cards with the Project logo on them may be used by the Builder and their respective sales team, at the expense of each Builder.

VI.C. Welcome Center. Builder is entitled to use of the Project Welcome Center to meet clients or show prospects more information about the project. All coordination must be done through the Project Team's designated point person who will be staffing the Welcome Center. Under no circumstance can Builders use the Welcome Center as their personal office, and Builders may not approach new buyer prospects in the Welcome Center prior to prospects talking with Welcome Center staff first.

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VI.D. Welcome Center Materials. Builder acknowledges that materials in Welcome Center will be restricted to the Project as a whole. Information about the Builders and their respective companies will be restricted to one (1) builder plaque per Builder, as approved by each Builder. Sample floor plan sheets or sales flyers for each of the builder's home designs may be provided to the Welcome Center for distribution, at the expense of each Builder. No additional information about Builder shall be included in Welcome Center. Information about each respective Builder should be contained within the respective Builder's Model Home(s).

VI.E. Signage. Builder is required to post one (1) approved Project T-sign on all Homesites it owns in Phase 1. Project Team will provide Builder with the design for T-sign, however, purchase and installation of such T-signs will be the responsibility of each Builder.

VI.F. Realtors. Builder acknowledges the Project Team will market and publicize the Project through the local realtor community. A standard Realtor Co-Op policy shall be in place for the Project, whereby participating Realtors shall receive a standard commission of three percent (3%) of the final sales price of the home for all transactions in which the buyer was represented by a Realtor, providing the Realtor adheres to the standards set forth in the Co-Op policy. The Realtor Co-Op Policy shall be provided in writing and will be in the Welcome Center and in each Builder's Model Home(s). The policy will also be posted on the Project web site. The Co-Op Policy shall adhere to the standards set forth by the Fort Wayne Area Association of Realtors.

SECTION VII
EVENTS OF DEFAULT

VII.A. Event of Default. The following shall constitute an Event of Default by Builder:

1. Acting in an unethical or illegal manner, including misrepresentation of the Project or statements or actions of the Project Team.
2. Failure to adhere to the established Design Guidelines.
3. Failure to comply with any covenant, condition, or obligation contained in this Agreement.
4. Failure to obtain sufficient financing to purchase Homesites.
5. Failure to purchase homesites in accordance with Section IV.D. of this Agreement.
6. Failure to present home plans to the Project Team in accordance with Section IV.E. of this Agreement.
7. Failure to commence construction as set forth in Section V.T of this Agreement.
8. Failure to complete construction as set forth in Section V.U of this Agreement.
9. Failure to diligently pursue completion of construction as set forth in Section V.U of this Agreement.
10. Failure to provide Project Team buyer information in accordance with Section V.V of this Agreement.
11. Failure to obtain no-lien contracts or contract waivers in accordance with Section V.W or failure to provide security for any lien contest as set forth in Section V.W of this Agreement.

VII.B. Remedies on Default. In the event Builder commits an Event of Default, the Project Team shall give written notice specifying the Event of Default. Builder shall have a period of ten (10) days following such notice to cure such default. Upon written notice of an Event of Default, Project Team will immediately prevent Builder from acquiring any additional Homesites until such default is cured. In the event such default remains uncured following the ten (10) day period and Project Team has not granted an extension, the Project Team shall have the right to terminate this Agreement or take such other legal action as it deems necessary.

VII.C. Termination. In the event this Agreement is terminated for an Event of Default contained in Section VII.A., City shall have the right to reclaim any or all Homesites purchased by Builder by giving written notice to Builder. Upon such notice from City, Builder shall immediately execute a Quitclaim

Deed(s) conveying any Homesite as requested by City. Upon execution of such deed, City shall reimburse Builder for the cost of that Homesite. In addition, City shall also pay reasonable costs for any construction on such Homesite, provided Builder provides sufficient documentation setting forth such costs. Notwithstanding the foregoing, Builder shall be responsible for any liens placed on a Homesite as a result of its actions and shall immediately obtain the release of such lien. In the event Builder does not obtain the release of such lien(s), it does hereby indemnify City against any and all costs, including reasonable attorneys' fees, incurred by City as a result of actions taken to obtain the release of any and all liens.

SECTION VIII.
MISCELLANEOUS

VIII.A. Design Review Committee. Builder must forward an electronic copy of all home plans, drawn to scale and formatted to 11" x 17" size in pdf format, to Project Team. Builder acknowledges Project Team may establish its own internal Design Review Committee for purposes of reviewing and approving home plans, and such committee may ultimately include residents within the neighborhood. Any changes to the exterior elevations of the homes made by Builder after plans have been approved and stamped must be resubmitted to the Design Review Committee for approval.

VIII.B. Closings. Builder shall schedule and coordinate all homesite closings through a designated representative of the City of Fort Wayne.

VIII.C. Liability. Builder agrees to hold Project Team members harmless for any damage or claims which should arise during the course of home construction.

VIII.D. Drug Use. Builder is responsible for implementing its own company drug policy that shall clearly state drug use on the job site is unacceptable. Copies of such policy must be provided to all employees and subcontractors working on the Project.

VIII.E. Limiting Scope. The terms and conditions of this Agreement are valid for Phase 1 of the Project. Should this project expand into future phases, items may be adjusted by the Project Team.

VIII.F. Amendments. This Agreement supercedes all prior negotiations and agreements, and constitutes the entire Agreement among the parties with respect to the Project. No change, amendment, or modification to any provision within this Agreement shall be valid unless such change, amendment, or modification is in writing and signed by all parties to this Agreement.

VIII.G. Governing Law. This Agreement shall be construed and enforced in accordance with the laws of the State of Indiana.

(The remainder of this page is left blank intentionally)

IN WITNESS WHEREOF, ALL PARTIES HERETO HAVE EXECUTED THIS AGREEMENT AS OF THE DATE LAST WRITTEN BELOW:

BUILDER

Company: IDEAL BUILDER
By: Kevan Biggs
Name/Title: KEVAN BIGGS
Date: 8/03/06

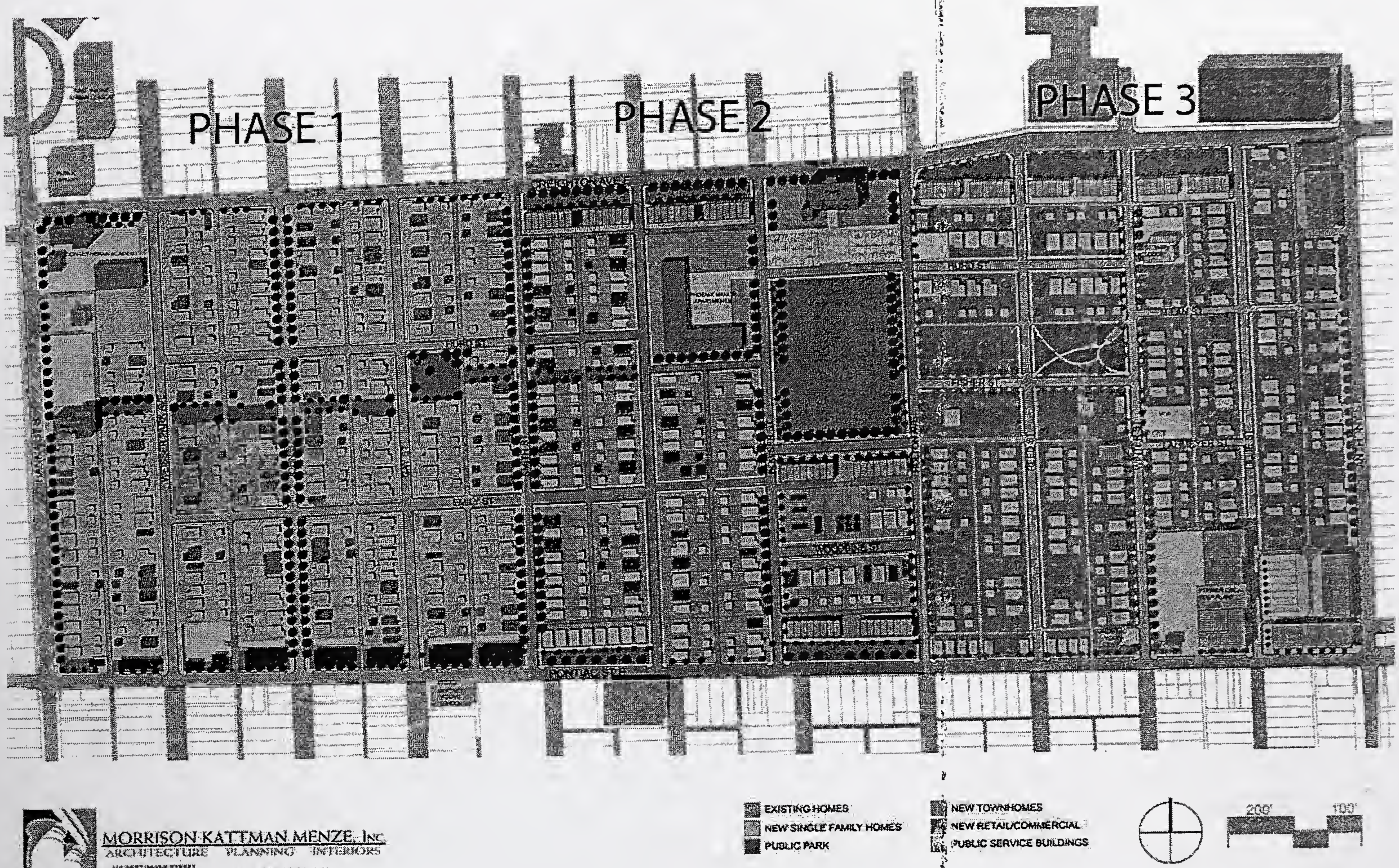
MASTER DEVELOPER

Mansur Real Estate Services, Inc.
By:
Name/Title: CHUCK CAGANN, PRESIDENT
Date: 8/22/06

CITY OF FORT WAYNE
DIVISION OF COMMUNITY DEVELOPMENT - HANDS

By: H Kesler
Name/Title: Managing Director - HANDS
Date: 8/31/06

ATTACHMENT A
PROJECT BOUNDARIES


PHASE 1
PHASE 2
PHASE 3
PONTIAC ST
EXISTING HOMES
NEW SINGLE FAMILY HOMES
PUBLIC PARK
NEW TOWNHOMES
NEW RETAIL/COMMERCIAL
PUBLIC SERVICE BUILDINGS
200'
100'

MORRISON KATTMAN MENZE, Inc
ARCHITECTURE PLANNING INTERIORS
[illegible]
www.MKMDESIGN.com

RENAISSANCE POINTE

MEMORANDUM OF UNDERSTANDING
BUILDER PROGRAM PHASE 1
ADDENDUM #1

This First Addendum to the Memorandum of Understanding between the participating homebuilders of Renaissance Pointe ("Builders"), Mansur Real Estate Services, Inc., the master developer ("Mansur"), and the City of Fort Wayne ("City") is entered into on this 30th day of September, 2007.

All parties agree that the following changes shall be made to the overall builder program in Phase 1 as originally provided in the Memorandum of Understanding:

1. **Phase 1 Homesite Prices.** Section IV.B. of the original Memorandum of Understanding shall be amended as follows: All homesites in Phase 1 shall have a price of $6,000.

2. **Phase 1 Subsurface Debris.** Section IV.H. of the original Memorandum of Understanding shall be amended as follows: On any homesite in Phase 1 which the City is demolishing a primary residential structure, the City shall be responsible for removing all basement and other subsurface materials and providing necessary compaction to achieve 95% compaction. City will not warrant soil condition on subject property beyond the original footprint of the structure which was demolished. In addition, for all other properties in Phase 1 which did not have a structure demolished by the City, the City provides no warranty on soil conditions, and builders will be purchasing the property as-is. However, City shall provide builders a designated location where any subsurface debris and excess spoils encountered during excavation of homes can be hauled and dumped, and will not assess any dumping or tipping fees for disposal of such materials. Builders will be fully responsible for any related transportation costs associated with such hauling of debris.

3. **Homesite Purchase.** In addition to the normal procedures for allocating and selecting homesites (Section IV.A. of original Memorandum of Understanding), any Builder with an executed Purchase Agreement with a homebuyer may select an available homesite, and it shall be removed from the inventory of available lots. Removing the selected homesite will require the Builder to complete the purchase at the next available closing date as outlined in Section IV.A.

4. **Lot Hold.** Builder acknowledges that any homebuyer who provides a letter verifying the buyer has been preapproved for a mortgage has the ability to hold a homesite for a period not to exceed thirty (30) days. Holding the homesite shall be coordinated through the Welcome Center. During the holding period, the selected homesite shall not be available for any Builder to purchase, unless a Purchase Agreement has been executed with the holder of the homesite.

(The remainder of this page is left blank intentionally)

IN WITNESS WHEREOF, ALL PARTIES HERETO HAVE EXECUTED THIS AGREEMENT AS OF THE DATE LAST WRITTEN BELOW:

BUILDER

Company: LANCIA HOMES

By:

Name/Title:

Date: 9.30.07

MASTER DEVELOPER

Mansur Real Estate Services, Inc.

By:

Name/Title: CHARLES R. CAGANN, PRESIDENT

Date: 10/1/07

CITY OF FORT WAYNE
DIVISION OF COMMUNITY DEVELOPMENT

By:

Name/Title: Deputy Director for Housing & Neighborhood Svcs

Date: 10/5/07

TURPIE-FRUEHAUF ALLEY STORMWATER IMPROVEMENTS
RESOLUTION NO. 1910-2007

RESOLUTION BY THE BOARD OF STORMWATER MANAGEMENT of the City of Fort Wayne, Indiana that:

The referenced project consists of new storm collection system within an alley north of Oxford Road between Wayne Trace and Fruehauf Drive. The project includes approximately 1,100 L.F. of 12-inch diameter storm sewers, approximately 560 L.F. of 6-inch perforated underdrain piping, associated stormwater structures and restoration.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Turpie-Fruehauf Alley Stormwater Improvements

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Stormwater Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Stormwater Management will not acquire any new property rights for this project.

States there are no costs associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is 275,000.00.

Declares that now new fees will be collected from the affected property owners.

APPROVED THIS 17th DAY OF October, 2007.

BOARD OF STORMWATER MANAGEMENT

BY: ____________________
Robert P. Kennedy, Chairman

BY: John Suarez
John Suarez, Member

BY: Regina A. Kostoff
Regina A. Kostoff, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 17, 2007

RE: 2007 PSAC Furniture Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $91,538.16 to be paid from the proceeds of the 2007 PSAC Furniture Lease Financing which are held in an escrow at JP Morgan Trust Company.

Patriot Range Technologies	PR #4	55,330.00
Knoll, Inc.	PR #4	26,358.16
Professional System Installations, Inc.	PR #4	9,850.00
	Total for Payment Requests	**$ 91,538.16**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

10-17-07
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 17, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $6,286.00 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at U.S. Bank Corporate Trust Services/LaSalle Bank.

Sturtz Public Management Group	4,702.00
Site Security:	
Stephen R. Reed	576.00
Jeff Hadley	432.00
Kevin Zelt	288.00
Roy R. Sutphin III	144.00
Juan Barrientas	144.00
Total for Request #25	**$ 6,286.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

10-17-07

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 17, 2007

RE: 2006 Computer Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $118,808.48 to be paid from the proceeds of the 2006 Computer Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

ASAP Software	PR #29	18,219.25
CDW Government	PR #29	5,469.36
DELL Marketing L.P.	PR #29	95,119.87
	Total for Payment Request	**$ 118,808.48**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan Chasey, Member

10-17-07
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 17, 2007

RE: 2007 Street Equipment Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $53,970.00 to be paid from the proceeds of the 2007 Street Equipment Lease Financing which are held in an escrow at Suntrust Bank.

Payment Request #4

W. A. Jones	53,970.00
Total for Payment Requests	**$ 53,970.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

10-17-07
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 17, 2007

RE: 2006 Fire Truck Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $6,847.41 to be paid from the proceeds of the 2006 Fire Truck Lease Financing which are held in an escrow at JP Morgan Trust Company.

Municipal Emergency Services, Inc.	Req #10		2,257.41
Towers Fire Apparatus, Inc.	Req #10		4,590.00
		Total for Request	**$ 6,847.41**

Regina A.

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

10-17-07

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 24, 2007

RE: 2006 Computer Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $22,555.36 to be paid from the proceeds of the 2006 Computer Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Lagan Technologies	PR #30	22,555.36
	Total for Payment Request	**$ 22,555.36**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan Chasey, Member

October 24, 2007
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 24, 2007

RE: 2005 Fort Wayne Municipal Building Corp - Fire Stations #18 & #19

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $38,028.83 to be paid from the proceeds of the 2005 FWMBC - Fire Stations #18 & #19 which are held in an escrow at Wells Fargo Corporate Trust Services.

Robert E. Crosby	PR #44	38,028.83
	Total for Payment Requests	**$ 38,028.83**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

October 24, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 24, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $3,936.00 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at U.S. Bank Corporate Trust Services/LaSalle Bank.

Site Security:		
Stephen R. Reed		720.00
Jeff Hadley		624.00
Kevin Zelt		576.00
Roy R. Sutphin III		144.00
David Nelson		576.00
Mark Gerardot		144.00
Tim Bobay		288.00
Frank Siciliano		288.00
Kimberly Seiss		144.00
Cornell Wiley		144.00
Juan Barrientas		288.00
Total for Request #26	**$**	**3,936.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

October 24, 2007

Date

X

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 24, 2007

RE: 2007 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $47,213.00 to be paid from the proceeds of the 2007 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #15

R&R Welding	4,550.00
Stoops Freightliner	42,663.00
Total for Payment Requests	**$ 47,213.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

October 24, 2007
Date

THOMPSON AVENUE AREA PARTIAL SEWER SEPARATION PROJECT
RESOLUTION NO. 1841-2006

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

> Orders the Installation of approximately 1,307 L.F. of 12-inch to 15-inch diameter storm sewers, and all other appurtenances and work necessary in an area generally bounded by Leland Ave. on the north, Broadway Ave. on the east, Guthrie Ave. on the south, and Reidmiller Ave. on the west.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled "Thompson Avenue Area Partial Sewer Separation".

Declares the cost of the said improvements shall be paid by the funds from the WPC Utility Revenue Bond and Revenue.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no costs associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $ 350,000.00.

Declares this project will not change fees currently paid by property owners in project area.

APPROVED THIS 24th DAY OF October, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ry P. Chasey
Ryan P. Chasey , Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

APPEAL TO THE BOARD OF PUBLIC WORKS

07 OCT 29 AM 9:00

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

Please accept this letter of appeal regarding the assessment on 2618 East Drive under Resolution # 304-06 which was due on June 6, 2007.

I(we) neglected to return the signed waiver on time because:

I was of the understanding that if I chose not to pay in full or in installments, the amount would be added to my property taxes for the 2008 tax year. I must have misunderstood Councilman Don Schmidt, who I contacted in June re: the assessment

I(we) would like your permission to be allowed to sign the waiver to pay the assessment over 10 years at 5 % interest.

Sincerely,

Patricia Pantello
Signature

Patricia Pantello
Printed Name

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

October 31, 2007
Date

Approved by State Board of Accounts for City of Fort Wayne, 2007

City of Fort Wayne
BARRETT LAW
1 E MAIN ST RM 420
FORT WAYNE, IN 46802-1804

Board of Public Works / al - Interest

BL-0004781

NOTICE OF ASSESSMENT

07 OCT 22 AM 11:45

PANTELLO PATRICIA A

2618 EAST DR
FORT WAYNE, IN46805

Account No.	50050R018
Approved Date:	5/9/2007
Barrett Number:	50050R
Resolution Number:	304-06
Property Key:	02-07-36-234-009.000-074

2618 EAST DR
LOT 153 DRIVING PARK ADD

Your assessment is now due and must be paid by cash, check, money order, or bonded. Assessments under $100.00 cannot be bonded.

DUE ON OR BEFORE 6/8/2007

*Delinquent fees will be added after the due date.

PROJECT TYPE	# OF UNITS	UNIT COST	ASSESSED AMOUNT	MISC. CHARGES	ADJUSTMENT	TOTAL
G - LIGHTS	51.00	$17.27000000	$880.77	$0.00	$0.00	$880.77
					LATE FEE	$36.70
					Please Pay This Amount	**$917.47**

This is a VALID RECEIPT WHEN STAMPED PAID BY COLLECTING OFFICER. Please see that descriptions are correct. When paying by mail, this statement must be returned with a self-addressed, stamped envelope If a receipt is desired.

PHONE: 427-1105 **Make Check Payable To: CITY OF FORT WAYNE BARRETT LAW**

Waiver and Demand of Property Owners

The undersigned against whose real estate an assessment was made on the above approved date according to Barrett No 50050R, per description given in consideration for having the right to pay said assessments in installments, hereby agree each for himself that he will not make any objections to said assessments for illegality or irregularity, and that he will pay the same at 5.00% Interest thereon.

Any property owner who has signed a waiver to pay his/her assessment in deferred installments may, at any time, pay up his/her entire assessment, on the condition that he/she at the same time, pay all interest due on a minimum of the first 1/5 of the installments and the balance of principal due.

If any account is six months or more delinquent, the total assessment (all installments of principal and interest) are considered to be in default and the entire account will be certified to the Allen County Auditor for tax sale before June 1st. of the calendar year following delinquency.

PLEASE SELECT ONE OF THE FOLLOWING OPTIONS

ONE PAYMENT PER YEAR FOR 10 YEARS X

ONE PAYMENT PER MONTH FOR 10 YEARS ____

If you wish to bond this assessment and return waiver by mail, you must sign this "waiver" section by the above due date. Signatures of all recorded property owners are required and must be notarized if mailed. If the waiver is signed by at least one owner and witnessed in the Barrett Law Office, notarization is not required; however, all owner's signatures must be on the waiver.

Signature: Patricia Pantello

Signature: ____

Installment notices to be mailed to: Patricia Pantello
2618 East Drive F.W. IN 46805

Subscribed and sworn before me this 22 day of Oct 2007

Sherry L. Myers
PRINTED NAME OF NOTARY

NOTARY'S SIGNATURE

Allen
COUNTY OR RESIDENCE

My Commission Expires 12/27/07

4

WEST PUMP ROOM HVAC
RESOLUTION NO. 1972-2007

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

A rooftop mounted HVAC system shall be installed onto the West Pump Room.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, CITY OF FORT WAYNE, WATER PUMPING STATIONB HVAC RENOVATIONS.

Declares the cost of the said improvements shall be paid by the Fort Wayne WATER Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $140,000.

APPROVED THIS 31st DAY OF October, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY:
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Backs – C. U. Accounting

DATE: October 26, 2007

RE: Water SRF (STATE REVOLVING FUNDS) - **2006**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 1,935,970.00.** These payments will be funded with the 2006 Waterworks State Revolving Fund loan. These expenses are for construction and professional services for the 3RFP North Pump Building, St. Joe Dam Pump Station, 3RFP Filter Valve Project, Bellmont Addition water main replacement and the Indian Village Ph. IV water main replacement.

Draw #30	Hagerman Construction and Tower Bank	$ 1,083,685.00
Draw #31	Weigand Construction and Star Financial Bank	311,897.00
Draw #32, 34, 36	CH2M Hill	84,240.00
Draw #33	Donohue & Assoc.	21,546.00
Draw #35	HNTB Corp.	40,375.00
Draw #37	S & S Directional Boring	166,148.00
Draw #38	All Star Construction and Lake City Bank	228,079.00
Total SRF Payments		**$ 1,935,970.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

October 31, 2007

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: November 7, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,294,058.48 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at U.S. Bank Corporate Trust Services/LaSalle Bank.

Hagerman Inc.	1,276,440.05
Project Management Resources	10,620.00
GME Testing	2,462.43
Site Security:	
Stephen R. Reed	1,080.00
Jeff Hadley	576.00
Kevin Zelt	144.00
Roy R. Sutphin III	288.00
David Nelson	432.00
Scott Criswell	288.00
Tim Bobay	576.00
Frank Siciliano	288.00
Kimberly Seiss	144.00
Teresa Smith	288.00
Juan Barrientas	432.00
Total for Request #27	**$ 1,294,058.48**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

November 7, 2007

Date

56

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: November 7, 2007

RE: 2007 PSAC Furniture Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $636,468.75 to be paid from the proceeds of the 2007 PSAC Furniture Lease Financing which are held in an escrow at JP Morgan Trust Company.

Life Fitness	PR #5	28,700.00
Knoll, Inc.	PR #5	598,931.75
NETech Corporation	PR #5	8,837.00
	Total for Payment Requests	**$ 636,468.75**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

November 7, 2007
Date

855

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Backs – C. U. Accounting

DATE: November 5, 2007

RE: Water SRF (STATE REVOLVING FUNDS) - **2006**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 666,408.00.** These payments will be funded with the 2006 Waterworks State Revolving Fund loan. These expenses are for construction and professional services for the Colonial Heritage Addition Water Main replacement, 3RFP North Pump Building and the St. Joe Dam Pump Station.

Draw #39	All Star Construction and Lake City Bank	$ 163,259.00
Draw #40	Hagerman Construction and Tower Bank	479,260.00
Draw #41	HNTB Corp.	23,889.00
Total SRF Payments		**$ 666,408.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

November 7, 2007

Date

54

IMPROVEMENT RESOLUTION NO. 2032-2007

FLOOD CONTROL PROGRAM: TILLMAN AREA
WORK ORDER NO. 80540

RESOLVED BY THE BOARD OF STORMWATER MANAGEMENT OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Flood protection along the St. Mary's River in the Tillman Road area by removal of existing box culvert under Foster Park Greenway Path; replace with new 72" reinforced concrete pipe culvert with end sections on each side; minor channel shaping for both upstream and downstream culvert; riprap for erosion control; wood post guardrail along each side of Greenway Trail and other related drainage work.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Stormwater Management of said City; and such improvement is now ordered.

It is hereby found by said Stormwater Management that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 7th day of November, 2007.

BOARD OF STORMWATER MANAGEMENT

Robert P Kennedy

Robert P. Kennedy, Chairman

John Suarez

John Suarez, Member

Regina A. Kostoff

Regina A. Kostoff, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

S:\Project Files\Active\Flood Control Program - Tillman - 80540\Improvement Resolution - Flood Control Program - Tillman.doc

#53

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Backs – City Utilities Financial Services

DATE: November 6, 2007

RE: SRF (STATE REVOLVING FUNDS) – **2005 Sewer Works**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$1,386,665.00.** These payments will be made using the 2005 State Revolving Funds. These expenses are for the WPCP Primary Clarifiers project - W.O. 74742, the WPCP Dechlorination project – W.O. 75003 and the Parkerdale Sanitary Sewer project – W.O. 74750.

Draw #144	Barton Malow Co.	$1,137,652.00
Draw #145 & #150	CH2M Hill	85,367.00
Draw #146	D L Z	34,595.00
Draw #147 & #151	Donohue & Assoc.	35,476.00
Draw #148	Reimbursement FW Municipal Sewage Works (Primaries project)	38,000.00
Draw #149	Geiger Developing & Tower Bank	55,575.00
	Total SRF Payments	**$1,386,665.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

November 14, 2007

Date

A RESOLUTION declaring the intent to sell
real estate owned by the City of Fort Wayne.

Resolution # 94-11-14-07- 2

WHEREAS, The City of Fort Wayne Board of Public Works is listed as the owner of the property located at 902 Liberty St., and the property located East of 5620 Wilford Dr., Fort Wayne, Indiana and more particularly described as:

902 Liberty St.:
N 75 FT LOT 8 J W WHITES SUB OF COMPARETS ADD

East of 5620 Wilford Dr.:
W 150 OF E 818.4 FT S OF RR NE 1/4 6-30-12

WHEREAS, The Board of Public Works has determined that the City of Fort Wayne has no present use for these properties, and that future use by the City is unlikely.

NOW, THEREFORE, the Board of Public Works of the City of Fort Wayne, Indiana, hereby resolves to sell the above-named properties, following all applicable state statutes.

Signed this 14th day of November, 2007.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

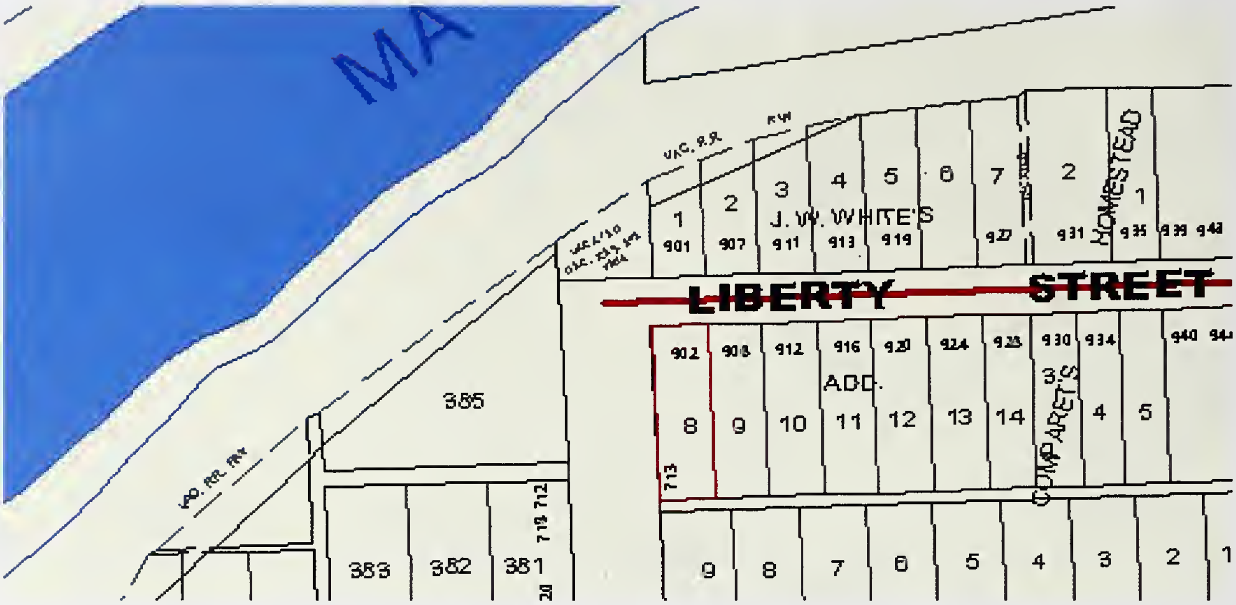
Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

902 Liberty St.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VAC. R.R. R/W
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HOMESTEAD
J. W. WHITE'S
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LIBERTY
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KEY NUMBER: 02-12-01-328-001.000-074  / 91-4273-5015
                                             TAX CODE = 5
OWNER NAME/ADDRESS                           PROP ADD  HOUSE #: 00902 DIR:
HOUSING & NEIGHBORHOOD DEV SVCS INC          STREET  : LIBERTY ST
                                             ZIP CODE: 46803
1 E MAIN ST RM 800                           DEED:   REF#: 04-24160   TRNDAT:  02252005
FORT WAYNE  IN           46802 0000          ACTIVITY DATES: 03292007 12142005
LEGAL DESCRIPTION                            R LAND: 000000000 HOMESTEAD YR =  0000
N 75FT LOT 8 J W WHITES SUB                  NR LAND: 000000000 HOME FLAG: N - 00000
OF COMPARETS ADD                             TL LAND: 000000000     ACRES:      0.00
                                             R IMPV: 000000000  USE CODE: 620
                                             NR IMPV: 000000000
DRAIN INFORMATION                            TL IMPV: 000000000
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02 0000000   0.00     0.00
03 0000000   0.00     0.00
04 0000000   0.00     0.00                   XMPT     CTL#     BK#  PG1 PG2
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06 0000000   0.00     0.00                   000000000             0
07 0000000   0.00     0.00                   000000000 RECONSTRUCTION INFO
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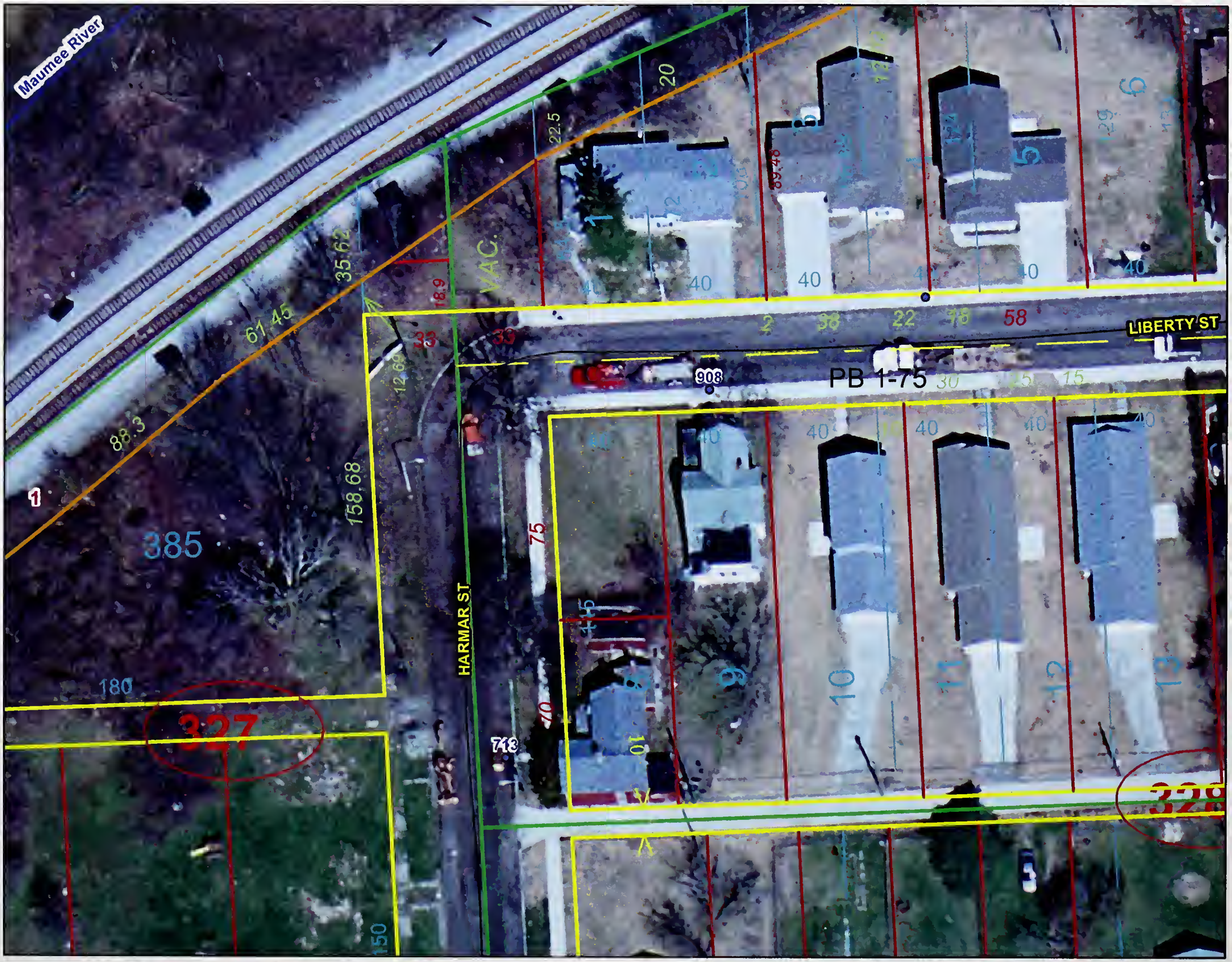
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LIBERTY ST
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13

Legend
- ● Address Points
- ● Businesses
- Sections
- County
- Interstate
- Municipal
- Private
- State
- US Highway

Parcel Line

Alpha Tag
- Claim Line
- County Line
- Geog Twp Line
- Lot Line
- Misc Line
- Page Match Line
- Parcel Line
- Pol Corp Line
- Pol Twp Line
- Railroad Centerline
- Railroad ROW
- Road Centerline
- Road ROW
- Section Line
- State Line
- Sub Line 100
- Sub Line 400
- Unknown Linear
- Water Line
- Parcels
- Subdivisions

iMap INTELLIGENT MAPPING ALLEN COUNTY

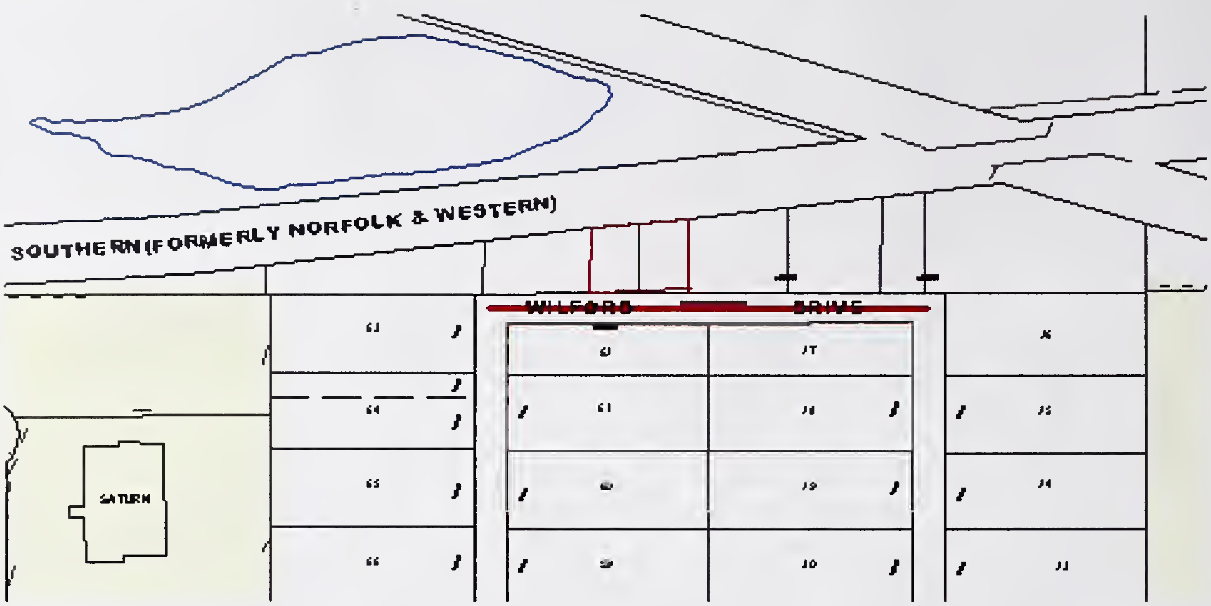
Allen County, Indiana
©2004 Board of Commissioners of the County of Allen
North American Datum 1983
State Plane Coordinate System, Indiana East
Photos: Spring 2003 / Contours:1999

Although strict accuracy standards have been employed in the compil[illegible]f this map, Allen County does not warrant or guarantee the accuracy of the information contained herein and disclaims any [illegible]ability resulting from any error or omission in this map.

N W E S

0 30 60 Feet

5620 Wilford Dr. (East of)



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HOUSING & NEIGHBORHOOD                    STREET  : OF 5620 WILFORD DR
DEVELOPMENT SERVICES INC                  ZIP CODE: 46804
ROOM 800 CITY COUNTY BLDG                 DEED:   REF#: 0098-17221 TRNDAT:  03011999
FORT WAYNE, IN          46802 1804        ACTIVITY DATES: 03292007 09142005
LEGAL DESCRIPTION                         R LAND: 000000000 HOMESTEAD YR =  0000
W 150 OF E 818.4 FT                       NR LAND: 000000000 HOME FLAG: N - 00000
S OF RR NE 1/4 6-30-12                    TL LAND: 000000000    ACRES:     0.00
                                          R IMPV: 000000000  USE CODE: 640
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DRAIN INFORMATION                         TL IMPV: 000000000
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02 0000000   0.00     0.00
03 0000000   0.00     0.00
04 0000000   0.00     0.00                XMPT    CTL#     BK#  PG1 PG2
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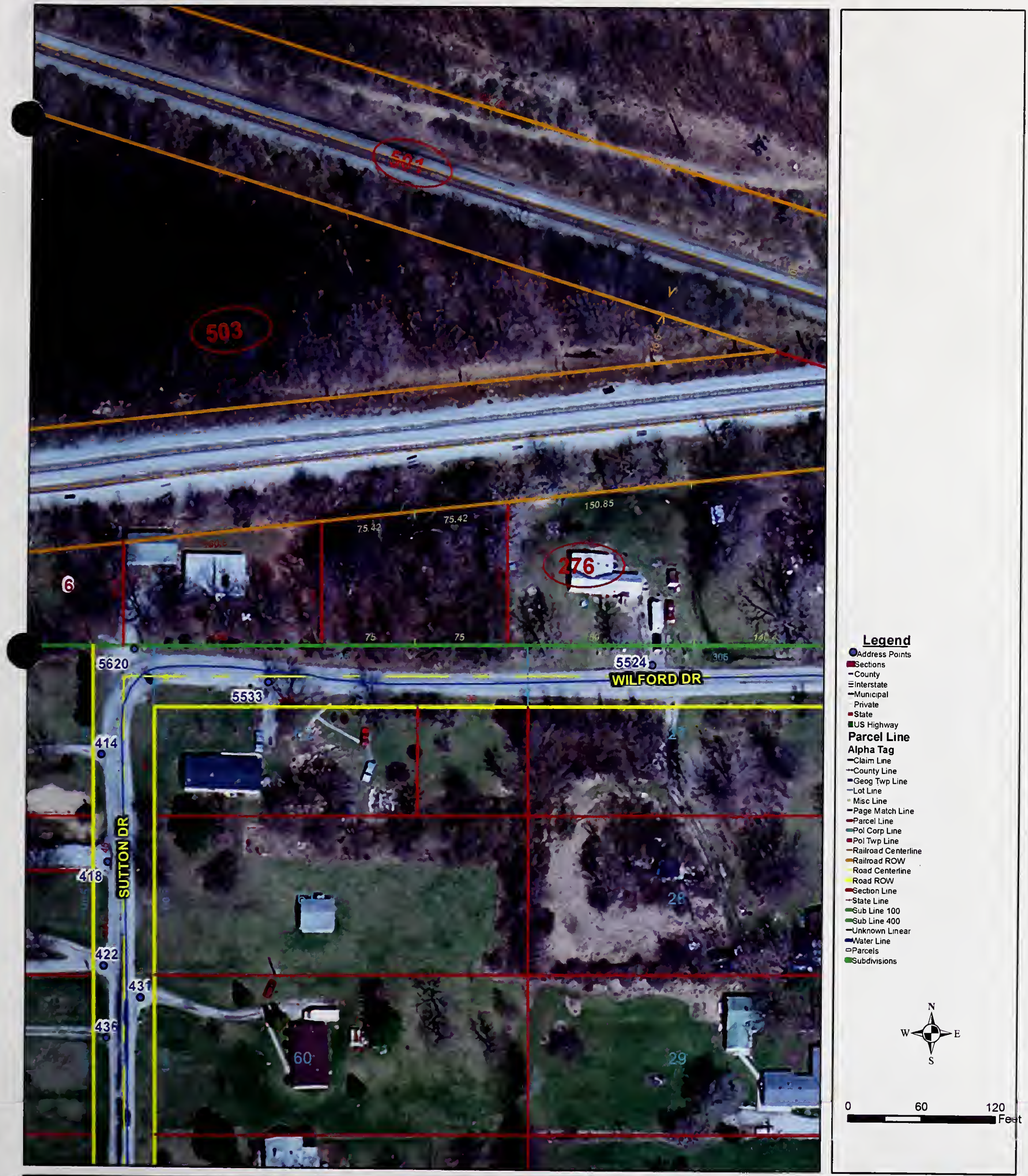
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SUTTON DR
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Sections
County
Interstate
Municipal
Private
State
US Highway
Parcel Line
Alpha Tag
Claim Line
County Line
Geog Twp Line
Lot Line
Misc Line
Page Match Line
Parcel Line
Pol Corp Line
Pol Twp Line
Railroad Centerline
Railroad ROW
Road Centerline
Road ROW
Section Line
State Line
Sub Line 100
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Water Line
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Subdivisions
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Allen County, Indiana

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North American Datum 1983
State Plane Coordinate System, Indiana East
Photos: Spring 2003 / Contours:1999

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51

A RESOLUTION declaring the intent to sell
real estate owned by the City of Fort Wayne.

Resolution # 94-11-14-07- 2

WHEREAS, The City of Fort Wayne Board of Public Works is listed as the owner of the property located at 902 Liberty St., and the property located East of 5620 Wilford Dr., Fort Wayne, Indiana and more particularly described as:

902 Liberty St.:
N 75 FT LOT 8 J W WHITES SUB OF COMPARETS ADD

East of 5620 Wilford Dr.:
W 150 OF E 818.4 FT S OF RR NE 1/4 6-30-12

WHEREAS, The Board of Public Works has determined that the City of Fort Wayne has no present use for these properties, and that future use by the City is unlikely.

NOW, THEREFORE, the Board of Public Works of the City of Fort Wayne, Indiana, hereby resolves to sell the above-named properties, following all applicable state statutes.

Signed this 14th day of November, 2007.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

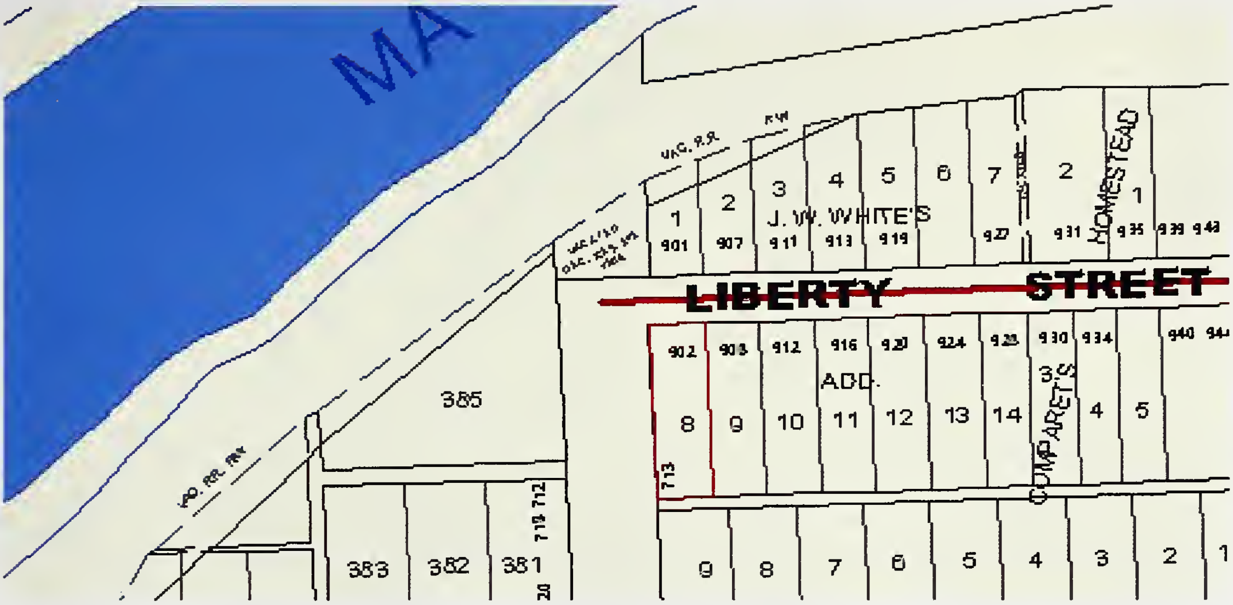
Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

902 Liberty St.


MA
VAC. R.R.
R/W
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J. W. WHITE'S
HOMESTEAD
901 907 911 913 919 927 931 935 939 943
LIBERTY STREET
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ADD.
COMPARET'S
8 9 10 11 12 13 14 3 4 5
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VAC. RR. R/W
383 382 381
715 712
9 8 7 6 5 4 3 2 1

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      ****** REAL PROPERTY MASTER FILE CHANGE 2007 PAY 2008 ******
KEY NUMBER: 02-12-01-328-001.000-074  / 91-4273-5015
                                             TAX CODE = 5
OWNER NAME/ADDRESS                           PROP ADD  HOUSE #: 00902 DIR:
HOUSING & NEIGHBORHOOD DEV SVCS INC          STREET  : LIBERTY ST
                                             ZIP CODE: 46803
1 E MAIN ST RM 800                           DEED:   REF#: 04-24160   TRNDAT:  02252005
FORT WAYNE  IN         46802 0000            ACTIVITY DATES: 03292007 12142005
LEGAL DESCRIPTION                            R LAND: 000000000 HOMESTEAD YR =  0000
N 75FT LOT 8 J W WHITES SUB                  NR LAND: 000000000 HOME FLAG: N - 00000
OF COMPARETS ADD                             TL LAND: 000000000      ACRES:      0.00
                                             R IMPV: 000000000  USE CODE: 620
                                             NR IMPV: 000000000
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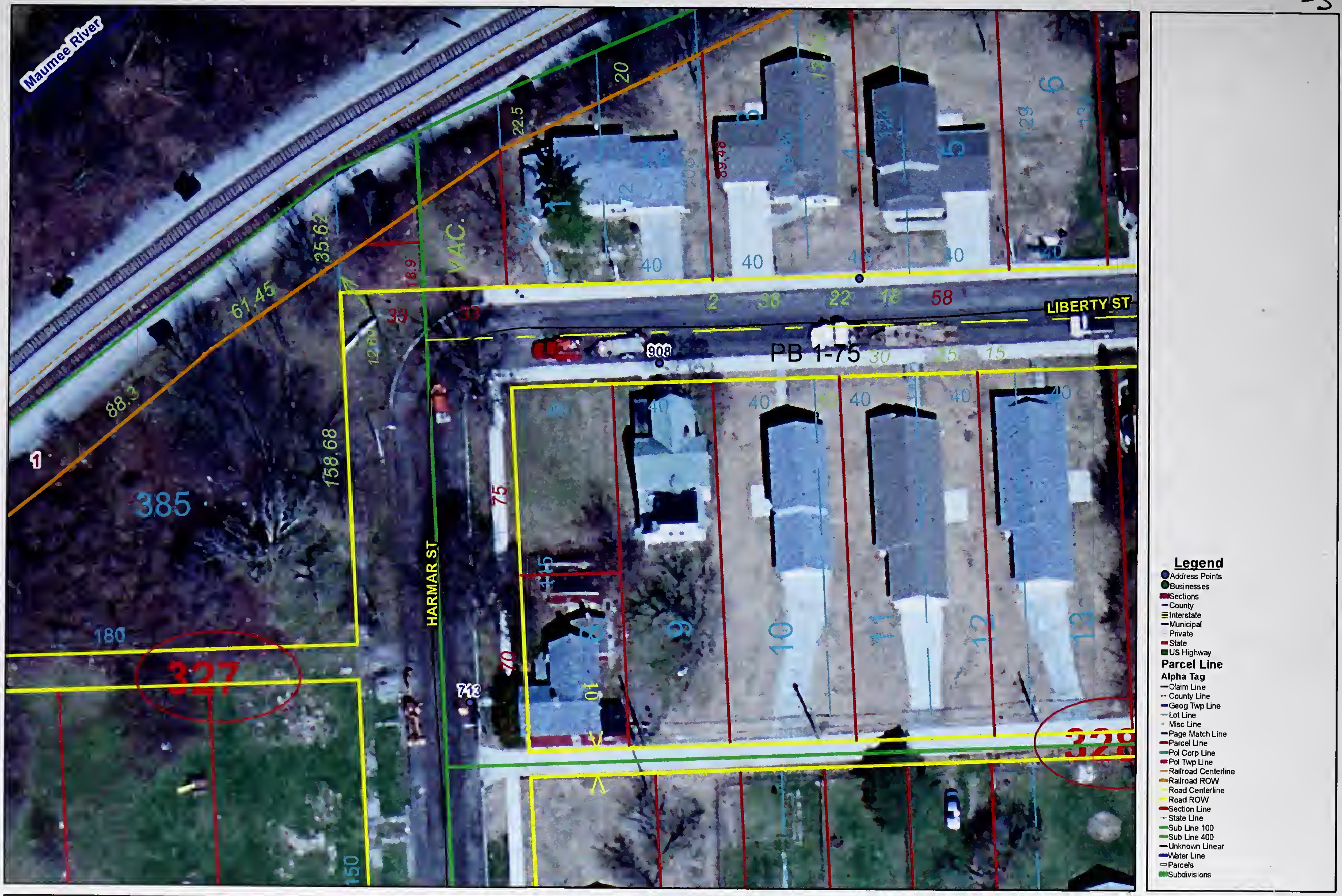
Maumee River
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State
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Claim Line
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iMap INTELLIGENT MAPPING ALLEN COUNTY

Allen County, Indiana

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North American Datum 1983
State Plane Coordinate System, Indiana East
Photos: Spring 2003 / Contours:1999

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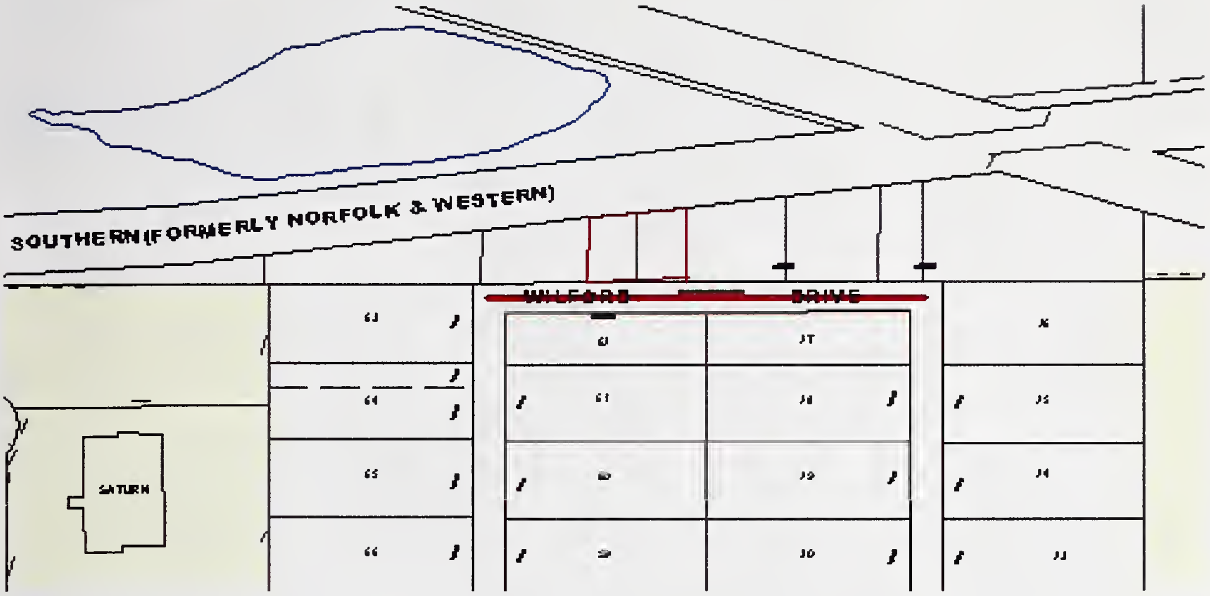
5620 Wilford Dr. (East of)



****** REAL PROPERTY MASTER FILE CHANGE 2007 PAY 2008 ******

KEY NUMBER: 02-12-06-276-003.000-068 / 30-0007-5006

TAX CODE = 5

OWNER NAME/ADDRESS
HOUSING & NEIGHBORHOOD
DEVELOPMENT SERVICES INC
ROOM 800 CITY COUNTY BLDG
FORT WAYNE, IN 46802 1804

LEGAL DESCRIPTION
W 150 OF E 818.4 FT
S OF RR NE 1/4 6-30-12

PROP ADD HOUSE #: 00000 DIR: E
STREET : OF 5620 WILFORD DR
ZIP CODE: 46804
DEED: REF#: 0098-17221 TRNDAT: 03011999
ACTIVITY DATES: 03292007 09142005
R LAND: 000000000 HOMESTEAD YR = 0000
NR LAND: 000000000 HOME FLAG: N - 00000
TL LAND: 000000000 ACRES: 0.00
R IMPV: 000000000 USE CODE: 640
NR IMPV: 000000000
TL IMPV: 000000000

DRAIN INFORMATION

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03 0000000	0.00	0.00
04 0000000	0.00	0.00
05 0000000	0.00	0.00
06 0000000	0.00	0.00
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XMPT CTL# BK# PG1 PG2
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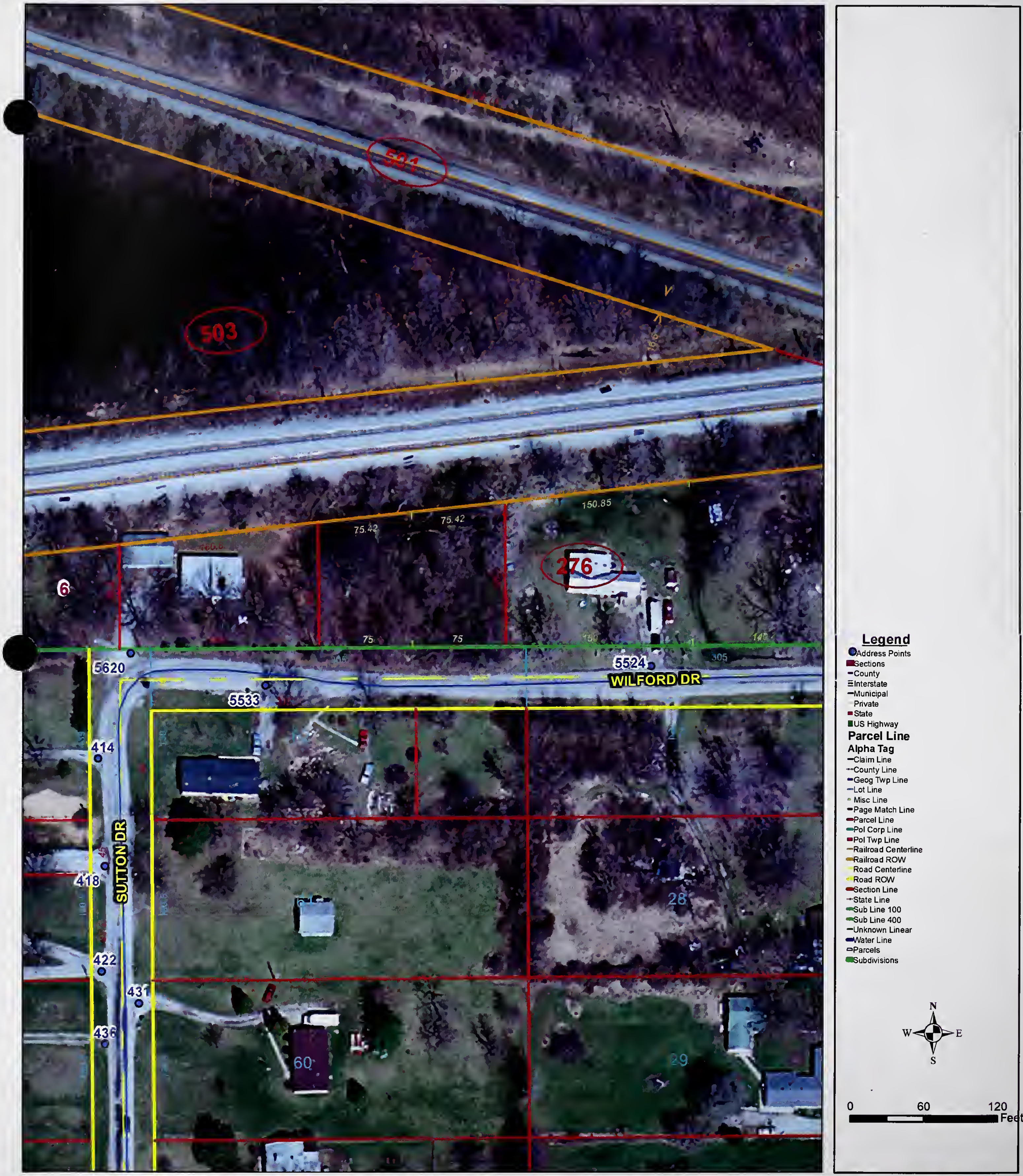
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Interstate
Municipal
Private
State
US Highway
Parcel Line
Alpha Tag
Claim Line
County Line
Geog Twp Line
Lot Line
Misc Line
Page Match Line
Parcel Line
Pol Corp Line
Pol Twp Line
Railroad Centerline
Railroad ROW
Road Centerline
Road ROW
Section Line
State Line
Sub Line 100
Sub Line 400
Unknown Linear
Water Line
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iMap
INTELLIGENT MAPPING
ALLEN COUNTY

Allen County, Indiana

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North American Datum 1983
State Plane Coordinate System, Indiana East
Photos: Spring 2003 / Contours:1999

Although strict accuracy standards have been employed in the compilation of this map, Allen County does not warrant or guarantee the accuracy of the information contained herein and disclaims any and all liability resulting from any error or omission in this map.

46

A RESOLUTION to adopt the
City of Fort Wayne Deer Hunting Policy.

Resolution #94-11-14-07-1

WHEREAS, the State of Indiana has designated certain areas within the state as Urban Deer Zones, and

WHEREAS, said Zones have been designated to help control the deer population within these areas, and

WHEREAS, the Urban Deer Zone in Fort Wayne lies within the bounds of I69 and SR469, and

WHEREAS, the City of Fort Wayne, Board of Public Works, believes it is in the best interest of the City to have a policy to address requests to hunt within said boundary.

NOW, THEREFORE, the Board of Public Works of the City of Fort Wayne, Indiana, hereby adopts the City of Fort Wayne Deer Hunting Policy attached.

Signed this 14th day of November, 2007.

CITY OF FORT WAYNE

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

40

CITY OF FORT WAYNE
Deer Hunting Policy

It shall be the policy of the City of Fort Wayne to consider requests allowing bow hunting for deer within the designated Urban Deer Zones within the city limits of Fort Wayne.

Said bow hunting requests shall be presented to and approved or declined by the City of Fort Wayne Board of Public Works on a case by case basis.

If approved, the City shall obtain a Release and Hold Harmless Agreement from the member(s) of the group submitting the bow hunting request.

Only approved hunters will be allowed to hunt within the requested area of the designated Urban Deer Zone, and no more than three (3) approved hunters may be in any one group.

This policy shall be reviewed from time to time and may be modified, amended or, cancelled, at the discretion of the Board of Public Works.

Property Management
10/10/07

A RESOLUTION to adopt the
City of Fort Wayne Deer Hunting Policy.

Resolution #94-11-14-07-1

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Signed this 14th day of November, 2007.

CITY OF FORT WAYNE

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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Property Management
10/10/07

39

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, APPROPRIATING AND CONDEMNING REAL PROPERTY FOR USE BY THE CITY OF FORT WAYNE, INDIANA, AND ASSESSING BENEFITS TO PROPERTY OWNERS FOR THE CONSTRUCTION OF THE BASS ROAD WATER MAIN EXTENSION PROJECT

RESOLUTION NUMBER #94-11-21-07-1

WHEREAS, the Board of Public Works ("Board") of the City of Fort Wayne, Indiana, ("City"), finds that the potable water system in the general area of Bass Road, between Interstate 69 and Flaugh Road, is insufficient to distribute potable water to properly protect the public health and welfare, and safeguard property within this area, and finds it necessary to improve the potable water system and to acquire interest in land to further such improvement;

WHEREAS, the Board has prepared maps, plans, specifications, and drawings with full details and descriptions for the proposed work together with an estimate of the cost;

WHEREAS, the Board has prepared a description of all property rights necessary to be acquired in connection with the proposed work and the manner in which the rights are to be acquired along with a description of any other property that may be injuriously affected, together with the estimated cost thereof;

WHEREAS, the City has determined to proceed with the construction of approximately 2,645 lineal feet of 16 inch potable water mains, with appurtenances, to serve existing and future development in the vicinity of Bass Road, Flaugh Road, and Interstate 69, known as the Bass Road Water Main Extension ("Project") in order to provide a necessary and publicly beneficial potable water system for current and future residents in the area along Bass Road, east of Flaugh Road and west of Interstate 69, in Allen County, Indiana ("Project Area");

WHEREAS, in order to continue the Project, it is necessary to condemn and appropriate certain easement interests in real property in Allen County, Indiana, and IC 32-24-2 provides a mechanism pursuant to which the Board may proceed with such Project and appropriation.;

WHEREAS, the Board has identified one (1) property owner and one (1) easement interest to be acquired in furtherance of the Project;

WHEREAS, the Board has prepared a list of all property owners and their respective interests in the property sought to be taken hereby, which list is attached hereto as Exhibit A;

WHEREAS, IC 32-24-2 requires the Board to adopt this resolution and set an administrative hearing upon the resolution, publishing notice of said hearing in accordance with IC 5-3-1 and mailing a notice to each property owner. In such notices, the Board shall state that it shall hear all persons interested in the proceedings and all persons filing written remonstrance with regard to the resolution. After such time, the Board shall, pursuant to IC 32-24-2, take action to confirm, modify, or reject the resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WOKRS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

1. That the Board hereby declares the Project is necessary for the protection of the public health and welfare of the inhabitants of Allen County, Indiana, and the safeguarding of property within the Project Area.

2. That the Board hereby declares that the Project is of public utility and benefit.

3. That the Board hereby declares that it is necessary to condemn and appropriate the right-of-way interests in real property described on Exhibit A, attached hereto, in order to complete the Project and hereby appropriates such interests.

4. That the Board declares that the maximum proposed cost of the interests to be acquired is $1,309.00.

5. That the Board hereby adopts the plans, maps, specifications, drawings, details, and descriptions previously prepared for the Project.

6. That the Board sets Wednesday, January 2, 2007, at 10:00 a.m. as the date, time, and place at which the Board shall hear all persons interested in the proceedings and all persons filing written remonstrances with regard to the resolution.

7. That at the hearing set herein for remonstrance, the Board shall hear all persons interested in the proceedings and hear all persons filing written remonstrance and shall then take final action to confirm, modify, or reject this resolution.

8. That the Clerk of the Board shall and hereby is directed and authorized to publish notice of the hearing in accordance with IC 5-3-1 and mail notice of said hearing on remonstrance to those persons listed on Exhibit A attached hereto.

This resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

APPROVED this 21st day of November, 2007.

by: BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Carolyn Newport
Carolyn Newport, Acting Clerk

CERTIFICATE OF ACKNOWLEDGEMENT

STATE OF INDIANA }
} SS:
COUNTY OF ALLEN }

Before me, a Notary Public in and for said County and State personally appeared Regina A. Kostoff, John Suarez, Ryan P. Chasey, members of the Board of Public Works and Carolyn Newport, its acting clerk, who acknowledged the execution of the foregoing resolution as a voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and seal this 21st day of November 2007.

My commission expires: October 26, 2014

Michelle R. Nelson
Notary Public
Resident of Allen County
Michelle R. Nelson
Printed Name of Notary

Prepared by: Justin Brugger - Program Manager, Capital Project Services

EXHIBIT A

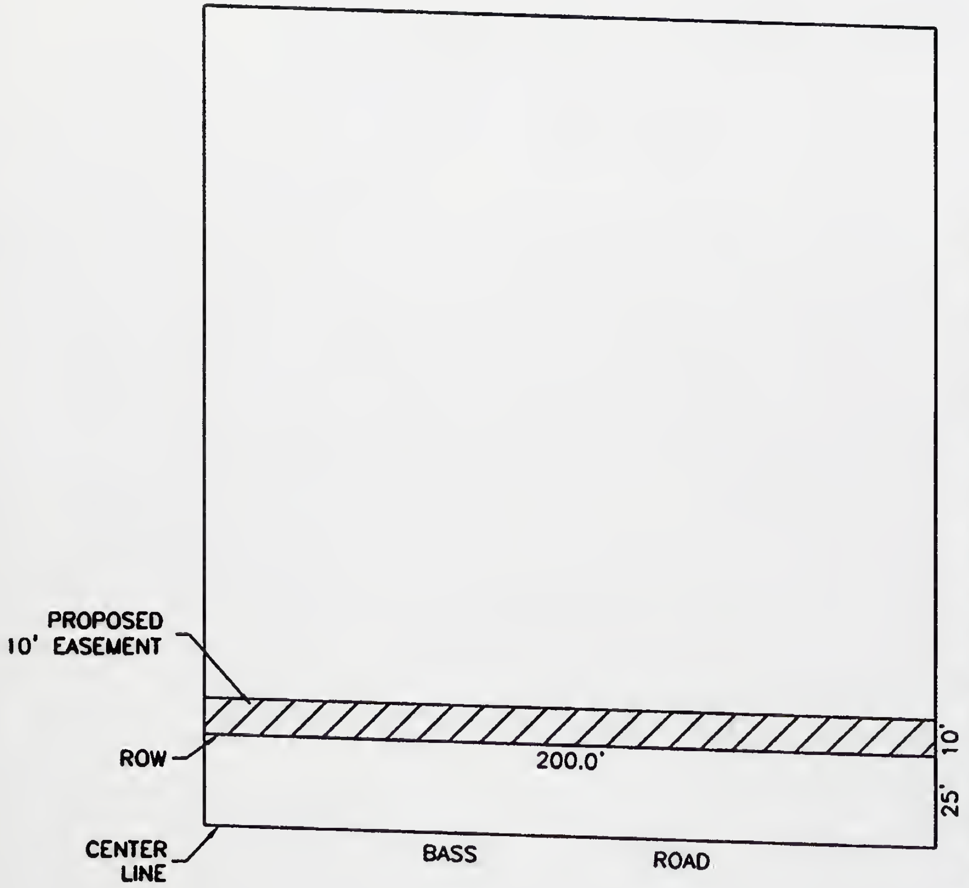
Parcel	**Property Owner and Address**	**Approximate Property Size**	**Deed Reference**	**Legal Description**
1	Siegers, Norman and Helene 6310 Bass Road Fort Wayne, IN 46808	2,000 ft.^{2}	960020135	See Exhibit A-1

36

SCALE: 1" = 50' **EXHIBIT A**-1

Part of the Fractional Southwest Quarter of Section 31, Township 31 North, Range 12 East of the Second Principal Meridian, Allen County, Indiana, more particularly described as follows:

A potable water easement commencing at the intersection of the centerline of Bass Road and the centerline of Flough Road at a ½ inch steel rebar marking the Southwest corner of said fractional Southwest Quarter; thence South 88 degrees 25 minutes 12 seconds East (adjoining deed bearing), a distance of 192.00 feet along the South line of said Fractional Southwest Quarter and the center line of Bass Road to a 5/8 inch steel rebar; thence North 00 degrees 00 seconds East parallel with the West line of said Fractional Southwest Quarter, a distance of 25.0 feet to the POINT OF BEGINNING of the herein described easement; thence North 00 degrees 00 minutes 00 seconds East, a distance of ten feet parallel with the West line of said Fractional Southwest Quarter; thence South 88 degrees 25 minutes 12 seconds East, a distance of 200.00 feet parallel with the South line of said Fractional Southwest Quarter; thence South 00 degrees 00 minutes 00 seconds East, a distance of ten feet parallel with the West line of said Fractional Southwest Quarter; thence North 88 degrees 25 minutes 12 seconds West, a distance of 200.00 feet parallel with said South line and centerline to the POINT OF BEGINNING, containing 0.0459 acres, more or less.



CSO POND 1 AND 2 BLEEDBACK
RESOLUTION NO. 1874-2006

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Facilities will be installed in the area between ponds 1 and 2 to allow water to be sent from the ponds to the treatment plant when plant capacity is below firm capacity.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, CSO POND 1 AND 2 BLEEDBACK PROJECT

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne SEWER Utility (Revenue bond).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $750,000.

APPROVED THIS 21st DAY OF November, 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY:
Ryan Chasey, Member

ATTEST: Carolyn S Newport acting for
Marilyn Huth, Clerk

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Backs – C. U. Accounting

DATE: November 13, 2007

RE: Water SRF (STATE REVOLVING FUNDS) - **2006**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of **$ 205,041.00.** These payments will be funded with the 2006 Waterworks State Revolving Fund loan. These expenses are for construction and professional services for the 3RFP Filter Valve project and the St. Joe Dam Pump Station.

Draw #42	CH2M Hill	$ 3,612.00
Draw #43	Weigand Construction and Star Financial Bank	$ 201,429.00
Total SRF Payments		**$ 205,041.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

November 21, 2007

Date

26

CONDEMNATION HEARING
Bass Road Water Main Extension
Resolution #94-11-21-07-1
January 2, 2008 – 10:00 a.m.

BOARD OF PUBLIC WORKS
Regina A. Kostoff, Chair
John Suarez, Member
Ryan P. Chasey, Member
Marilyn Huth, Clerk

Attendance: Justin Brugger, Planning & Design Services
No residents in attendance.

Gina Kostoff: Good morning, I will call to order the condemnation hearing for Resolution #94-11-21-07-1. My name is Gina Kostoff, I am the Chair for the Board of Public Works. Our other board members present are John Suarez and Ryan Chasey, and Marilyn Huth is our Clerk. How we will proceed today, we will have Justin Brugger on behalf of City Utilities is going to present a summary of the Resolution and then we will open up for public comment.

Justin Brugger: Good morning, Board. Happy New Year. On November 21, this Board approved a Resolution appropriating and condemning real property in furtherance of the Bass Road Water Main Extension project. As you may recall, this water main will serve the Buckner Farm Park at I-69 and Bass Road.

We have acquired 5 of the 6 necessary easements, this is the 6th. The property owner in discussions with them do not have any objection to the project, they are more concerned with liability signing the easement due to the terms of their mortgage because it is an out-of-state mortgage company. I mentioned the possibility of condemnation to them and they were okay with that and suggested they would not be able to attend this hearing. I proposed compensation in the amount of $1309.00, similar to what we have paid for other easements for this project. Next week at your regular board meeting I will present a resolution to you based on feedback from this meeting that will either, confirm the original resolution of November 21st, modify it or rescind it. At that time, it will set off a remonstrance period of 30 days and then there will be a second hearing to appeal the evaluation, but I do not expect the property owner to be at that meeting either.

Gina Kostoff: Any questions or comments for Justin at this point?
Seeing there are no property owners present to address the Board. I will entertain a motion to close the hearing.

Ryan Chasey: I move to affirm Resolution #94-11-21-07-1.
John Suarez: Second.

Gina Kostoff: All those in favor, Aye.

#18

PUBLIC HEARING SIGN-IN SHEET

DATE: 1-2-2008

RES. #:

DESC: Bass Road Condemnation

NAME **ADDRESS**

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, APPROPRIATING AND CONDEMNING REAL PROPERTY FOR USE BY THE CITY OF FORT WAYNE, INDIANA, AND ASSESSING BENEFITS TO PROPERTY OWNERS FOR THE CONSTRUCTION OF THE BASS ROAD WATER MAIN EXTENSION PROJECT

RESOLUTION NUMBER #94-11-21-07-1

WHEREAS, the Board of Public Works ("Board") of the City of Fort Wayne, Indiana, ("City"), finds that the potable water system in the general area of Bass Road, between Interstate 69 and Flaugh Road, is insufficient to distribute potable water to properly protect the public health and welfare, and safeguard property within this area, and finds it necessary to improve the potable water system and to acquire interest in land to further such improvement;

WHEREAS, the Board has prepared maps, plans, specifications, and drawings with full details and descriptions for the proposed work together with an estimate of the cost;

WHEREAS, the Board has prepared a description of all property rights necessary to be acquired in connection with the proposed work and the manner in which the rights are to be acquired along with a description of any other property that may be injuriously affected, together with the estimated cost thereof;

WHEREAS, the City has determined to proceed with the construction of approximately 2,645 lineal feet of 16 inch potable water mains, with appurtenances, to serve existing and future development in the vicinity of Bass Road, Flaugh Road, and Interstate 69, known as the Bass Road Water Main Extension ("Project") in order to provide a necessary and publicly beneficial potable water system for current and future residents in the area along Bass Road, east of Flaugh Road and west of Interstate 69, in Allen County, Indiana ("Project Area");

WHEREAS, in order to continue the Project, it is necessary to condemn and appropriate certain easement interests in real property in Allen County, Indiana, and IC 32-24-2 provides a mechanism pursuant to which the Board may proceed with such Project and appropriation.;

20

WHEREAS, the Board has identified one (1) property owner and one (1) easement interest to be acquired in furtherance of the Project;

WHEREAS, the Board has prepared a list of all property owners and their respective interests in the property sought to be taken hereby, which list is attached hereto as Exhibit A;

WHEREAS, IC 32-24-2 requires the Board to adopt this resolution and set an administrative hearing upon the resolution, publishing notice of said hearing in accordance with IC 5-3-1 and mailing a notice to each property owner. In such notices, the Board shall state that it shall hear all persons interested in the proceedings and all persons filing written remonstrance with regard to the resolution. After such time, the Board shall, pursuant to IC 32-24-2, take action to confirm, modify, or reject the resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WOKRS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

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7. That at the hearing set herein for remonstrance, the Board shall hear all persons interested in the proceedings and hear all persons filing written remonstrance and shall then take final action to confirm, modify, or reject this resolution.
8. That the Clerk of the Board shall and hereby is directed and authorized to publish notice of the hearing in accordance with IC 5-3-1 and mail notice of said hearing on remonstrance to those persons listed on Exhibit A attached hereto.

21

This resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

APPROVED this 21st day of November, 2007.

by: BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Carolyn Newport
Carolyn Newport, Acting Clerk

CERTIFICATE OF ACKNOWLEDGEMENT

STATE OF INDIANA }
} SS:
COUNTY OF ALLEN }

Before me, a Notary Public in and for said County and State personally appeared Regina A. Kostoff, John Suarez, Ryan P. Chasey, members of the Board of Public Works and Carolyn Newport, its acting clerk, who acknowledged the execution of the foregoing resolution as a voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and seal this 21st day of November 2007.

My commission expires:
MICHELLE R. NELSON
October 26, 2014

Michelle R. Nelson
Notary Public
Resident of Allen County
Michelle R. Nelson
Printed Name of Notary

Prepared by: Justin Brugger - Program Manager, Capital Project Services

EXHIBIT A

Parcel	Property Owner and Address	Approximate Property Size	Deed Reference	Legal Description
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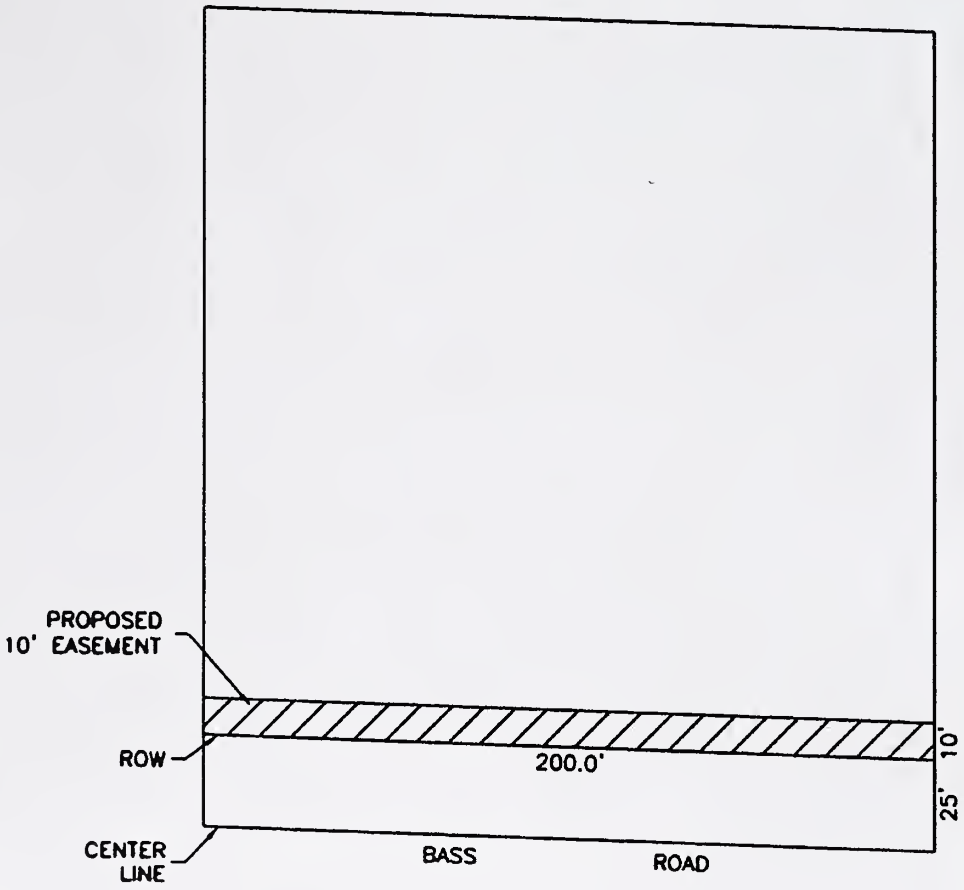
23
#4

SCALE: 1" = 50' **EXHIBIT A-1**



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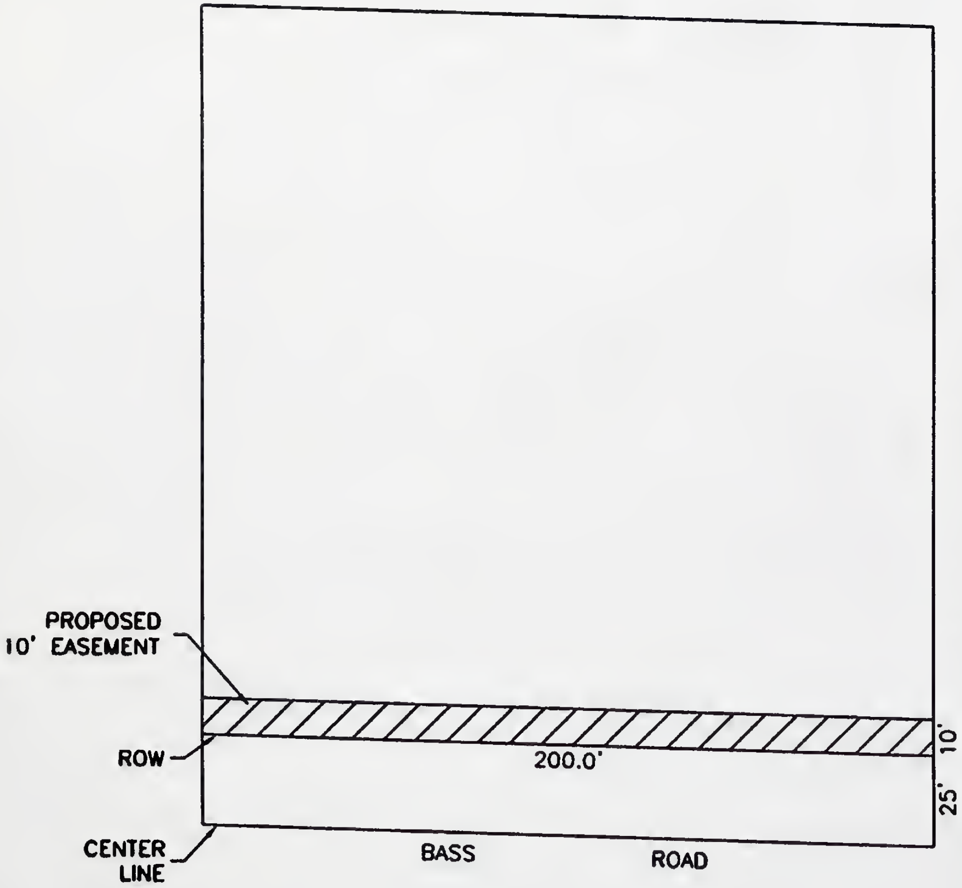

SCALE: 1" = 50'

EXHIBIT A

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COPY

RESOLUTION OF THE FORT WAYNE CITY PLAN COMMISSION

For Proposed Street Name Change of Indianapolis Road between Ferguson Road and Airport Expressway

WHEREAS, a request was made for the Fort Wayne City Plan Commission to hold a public hearing and make a recommendation on a proposal to change the name of Indianapolis Road between Ferguson Road and Airport Expressway to Ardmore Avenue.

WHEREAS, the required notice of public hearing has been given by due and proper publication thereof; and

WHEREAS, the City Plan Commission conducted a public hearing on the proposed street name change on November 19, 2007.

NOW THEREFORE, BE IT RESOLVED BY THE Fort Wayne City Plan Commission that the renaming of said public right of way hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana; and

BE IT FURTHER RESOLVED that the Fort Wayne City Plan Commission in conformance with IC 36-7-4-205(b)(3), hereby recommends that the renaming of said public right of way to Ardmore Avenue as hereinbefore described be approved.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Mayor.

This resolution approved by the Fort Wayne City Plan Commission on the 26th day of November 2007.

Judi Wire
Judi Wire, President

Mike Bynum
Mike Bynum, Secretary

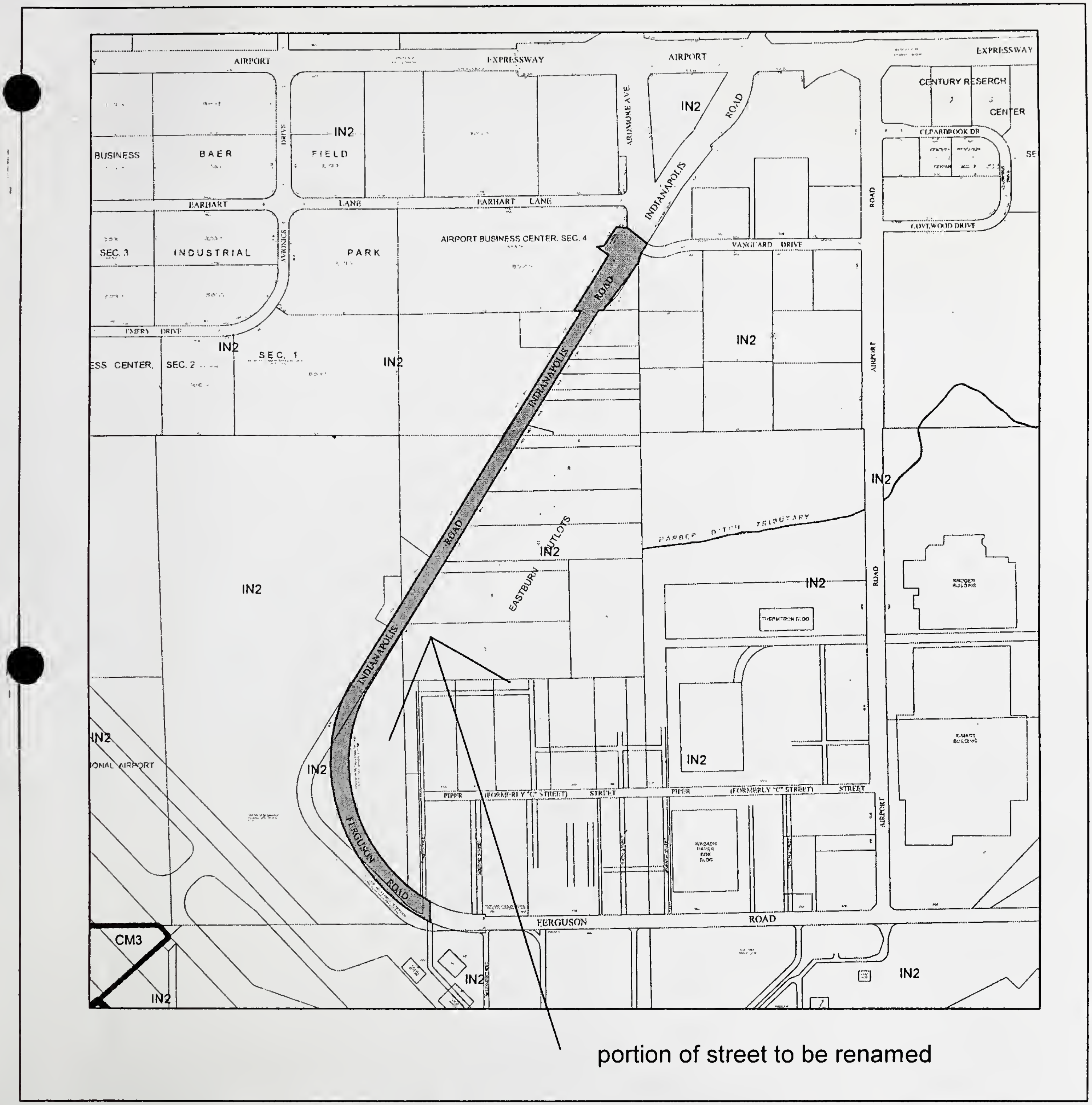
A copy is in the vault.

This resolution was made thru the FW City Plan Commission on Nov. 26th, 2007

This COPY is for the BOW information & file.

AREA MAP

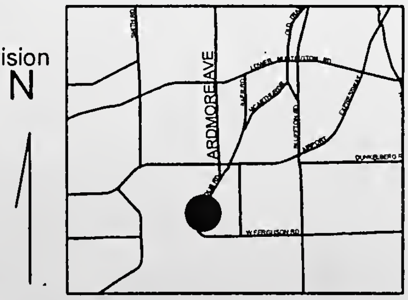
INDIANAPOLIS RD TO ARDMORE AVE
STREET NAME CHANGE


AIRPORT
EXPRESSWAY
AIRPORT
EXPRESSWAY
CENTURY RESERCH
CENTER
CLEARBROOK DR
COVE WOOD DRIVE
ARDMORE AVE.
ROAD
INDIANAPOLIS
IN2
BUSINESS
BAER
FIELD
DRIVE
EARHART
LANE
EARHART LANE
SEC. 3
INDUSTRIAL
AVIONICS
PARK
AIRPORT BUSINESS CENTER, SEC. 4
VANGUARD DRIVE
EMERY DRIVE
ESS CENTER,
SEC. 2
SEC. 1
INDIANAPOLIS
ROAD
AIRPORT
BARBER DITCH TRIBUTARY
EASTBURN
OUTLOTS
KROGER BUILDING
IONAL AIRPORT
FERGUSON
ROAD
PIPER (FORMERLY "C" STREET) STREET
PIPER (FORMERLY "C" STREET) STREET
AIRPORT
KMART BUILDING
FERGUSON ROAD
CM3

portion of street to be renamed

COUNCIL DISTRICT NO. 04 | 1/4 SECTION G-39,43 | MAP NO. PLEASANT SECTION 05

AR	Low intensity Residential
R1	Single Family Residential
R2	Attached Single Family & Two Family Residential
R3	Multiple Family residential
RP	Planned residential
CM1	Professional Office & Personal Service
CM2	Limited Retail & Commercial
CM3	General Commercial
CM4	Intensive Commercial
CM5A	Central Downtown District
CM5B	Downtown Edge District
MR1	Manufactured Residential Subdivision
MR2	Manufactured Home Park
SC1	Neighborhood Shopping Center
SC2	Community Shopping Center
SC3	Metropolitan Shopping Center
SC4	Regional Shopping Center
IN1	Limited Industrial
IN2	General Industrial
IN3	HEavy Industrial


N
ARDMORE AVE

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: November 28, 2007

RE: 2006 Fire Truck Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $11,453.40 to be paid from the proceeds of the 2006 Fire Truck Lease Financing which are held in an escrow at JP Morgan Trust Company

Extrication Solutions, LLC	Req #11	3,653.40
Towers Fire Apparatus, Inc.	Req #11	7,800.00
	Total for Request	**$ 11,453.40**

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan Chasey, Member

11-28-07
Date

31
24

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: November 28, 2007

RE: 2006 Computer Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $16,218.81 to be paid from the proceeds of the 2006 Computer Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

DELL Marketing, L.P.	PR #31	13,121.00
CDW Government	PR #31	11.61
ASAP Software	PR #31	3,086.20
Total for Payment Request		**$ 16,218.81**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

11-28-07

Date

30

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: November 28, 2007

RE: 2006 Financial System Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $22,138.23 to be paid from the proceeds of the 2006 Financial System Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Tyler Technologies	PR #15	22,138.23
	Total for Payment Requests	**$ 22,138.23**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

11-28-07

Date

29

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: November 28, 2007

RE: 2007 Street Equipment Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $181,010.00 to be paid from the proceeds of the 2007 Street Equipment Lease Financing which are held in an escrow at Suntrust Bank.

Payment Request #5

Selking International	181,010.00
Total for Payment Requests	**$ 181,010.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

11-28-07
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: November 28, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $18,420.00 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at U.S. Bank Corporate Trust Services/LaSalle Bank.

Sturtz Public Management Group LLC	6,720.00
Project Management Resources	7,596.00
Site Security:	
Stephen R. Reed	456.00
Trent Lee Farrell	144.00
Kevin Zelt	720.00
Gary Griffith	288.00
David Nelson	288.00
Scott Criswell	192.00
Tim Bubay	144.00
Frank Siciliano	144.00
Kimberly Seiss	288.00
Teresa Smith	144.00
John Shank	144.00
Steven Espinoza	288.00
Juan Barrientas	864.00
Total for Request #28	**$ 18,420.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

11-28-07

Date

EMERGENCY RESOLUTION NUMBER 94-11-28-07-1
CALHOUN ST.: BERRY ST. TO MAIN ST.

WHEREAS, an existing conduit located in the east north-bound traffic lane of Calhoun Street between Berry St. and Main St. is collapsing, and;

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action, and;

WHEREAS, excavation investigation and repair is beyond the capability of the Street Department to perform and;

WHEREAS, Bercot, Inc. and Kurtz Excavating, Inc. were invited to submit quotations on the investigation and repairs, and;

WHEREAS, the cost of said repairs could exceed Twenty Five Thousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repair and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

APPROVED this 28th day of Nov. ,2007.

BOARD OF PUBLIC WORKS

By Regina A. Kostoff
Regina Kostoff, Chair

By Ry P. Chasey
Ryan P. Chasey, Member

By John Suarez
John Suarez, Member

ATTEST: Carolyn S Newport acting for
Marilyn Huth, Clerk

FAX QUOTATION

BERCOT, INC.
Excavating, Grading, Sewers and Waterlines
Office Phone: 260-489-4561 Fax: 260-489-9871
6015 Huguenard Road, Fort Wayne, IN 46818

PROPOSAL SUBMITTED TO City of Fort Wayne - Transportation		PHONE 427-2789	DATE November 20, 2007
STREET One East Main St., City-County Building, 7th Floor		JOB NAME Settlement Investigation	
CITY, STATE, AND ZIP CODE Fort Wayne, IN 46802		JOB LOCATION N.B. Calhoun St. between Main & Berry St.	
ENGINEER NA	DATE OF PLANS NA	ATTN: David Ross	FAX 427-1356

We hereby submit specifications and estimates for:

Settlement investigation and possibly utility repair in the north bound lanes of Calhoun Street between Main Street and Berry Street including: Mob & Demob; Traffic Control for one day only; Saw cut and remove asphalt pavement (10' x 10' area); Exploratory excavation to look for problem (7' long x 6' wide x 7'deep); Backfill with compacted 53's (22 ton); Patch asphalt pavement with 12" of base binder and surface (8 tons) and remove traffic control devices.

NOTES: **This quote is based on our crew for 10 hours on one day. All time over this amount will be billed at $350.00/hour.
**Traffic control includes closing both north bound lanes of Calhoun Street for one day and maintaining one lane of traffic in each direction. Each additional day of traffic control will be billed at $156.00/day.
**The following are excluded from this quotation: Bonds; Permits; Fees; Allowances; Testing; Pavement markings.

We Propose hereby to furnish material and labor – complete in accordance with above specifications, for the sum of:
Five Thousand Eight Hundred Thirty-Four and 00/100 dollars ($ 5,834.00).
Payment to be made as follows:
DUE WITHIN 20 DAYS OF INVOICE DATE

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workmen's Compensation Insurance.

Authorized Signature John W. Bercot
John W. Bercot, Vice-President
Note: This proposal may be withdrawn by us if not accepted within 20 days.

Acceptance of Proposal — The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.
Date of Acceptance: 11/21/2007

Signature , City Engineer
Signature

KURTZ EXCAVATING, INC.

10351 Dawson's Creek Blvd. • Suite G • Fort Wayne, IN 46825 • Phone 260-416-0660 • Fax 260-416-0662

November 20 2007

City of Fort Wayne Traffic Operations
Attn: Mr. Douglas Hilkey
1730 S. Lafayette Street
Fort Wayne, IN 46803

Project:

3-Sub surface and street repairs on S.Calhoun between Main and Berry per our onsite meeting Monday 11/19/07.

We propose to furnish labor and material for the following:

1 Saw cut minimum of 2 feet larger than the 3 sunken areas.
2 Man Hole structure repair:
Excavate and clean to bottom of existing structure.
Replace MH lid with 1/2" steel plate with 36" hole for existing casting (if vertical walls are sound.)
Use riser rings to adjust casting to street grade.
Fill hole above plate with concrete to 4"below street.
Finish with 3" asphalt base and 1" asphalt surface.
3 Two unknown sunken problem areas: (guessing these to be abandoned structures with open conduits.)
Remove unstable material.
Steel plate openings.
Fill hole with concrete to 4"below street.
Finish with 3" asphalt base and 1" asphalt surface.

Savings on item #3.
Substute compacted #73 limestone in lieu of concrete. DEDUCT $1,200.00

Work to commence on Monday November 26 2007.

Cost for items 1.2.3.

$17,286.00

THANK YOU

Bob Kurtz

FAX QUOTATION

BERCOT, INC.

Excavating, Grading, Sewers and Waterlines

Office Phone: 260-489-4561 Fax: 260-489-9871

6015 Huguenard Road, Fort Wayne, IN 46818

PROPOSAL SUBMITTED TO City of Fort Wayne - Transportation		PHONE 427-2789	DATE November 20, 2007
STREET One East Main St., City-County Building, 7th Floor		JOB NAME Settlement Investigation	
CITY, STATE, AND ZIP CODE Fort Wayne, IN 46802		JOB LOCATION N.B. Calhoun St. between Main & Berry St.	
ENGINEER NA	DATE OF PLANS NA	ATTN: David Ross	FAX 427-1356

We hereby submit specifications and estimates for:

Settlement investigation and possibly utility repair in the north bound lanes of Calhoun Street between Main Street and Berry Street including: Mob & Demob; Traffic Control for one day only; Saw cut and remove asphalt pavement (10' x 10' area); Exploratory excavation to look for problem (7' long x 6' wide x 7'deep); Backfill with compacted 53's (22 ton); Patch asphalt pavement with 12" of base binder and surface (8 tons) and remove traffic control devices.

NOTES: **This quote is based on our crew for 10 hours on one day. All time over this amount will be billed at $350.00/hour.

**Traffic control includes closing both north bound lanes of Calhoun Street for one day and maintaining one lane of traffic in each direction. Each additional day of traffic control will be billed at $156.00/day.

**The following are excluded from this quotation: Bonds; Permits; Fees; Allowances; Testing; Pavement markings.

We Propose hereby to furnish material and labor – complete in accordance with above specifications, for the sum of:

Five Thousand Eight Hundred Thirty-Four and 00/100 dollars ($ 5,834.00).

Payment to be made as follows:

DUE WITHIN 20 DAYS OF INVOICE DATE

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workmen's Compensation Insurance.

Authorized Signature

John W. Bercot, Vice-President

Note: This proposal may be withdrawn by us if not accepted within 20 days.

Acceptance of Proposal — The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature , City Engineer

Signature

Date of Acceptance: 11/21/2007

Bercot

$5834.00
3500.00 add. 10hr day
156.00 add. Maintain Traffic
$9590.00
3656 another 10hr w/traffic
$13,246

Kurtz
w/Stone
$16,086

One bid repairs MH and deals w/3 sunken area's - other bid deals with one area - inclusive of 2 sunken areas - no MH repair

—— ——// //—— ——

My recommendation is to go with Bercot Inc. That allows for 30 hrs of repair or 20 hrs w/$3650 for additional materials.

12/8

KURTZ EXCAVATING, INC.

10351 Dawson's Creek Blvd. • Suite G • Fort Wayne, IN 46825 • Phone 260-416-0660 • Fax 260-416-0662

November 20 2007

City of Fort Wayne Traffic Operations
Attn: Mr. Douglas Hilkey
1730 S. Lafayette Street
Fort Wayne, IN 46803

Project:

3-Sub surface and street repairs on S.Calhoun between Main and Berry per our onsite meeting Monday 11/19/07.

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Use riser rings to adjust casting to street grade.
Fill hole above plate with concrete to 4"below street.
Finish with 3" asphalt base and 1" asphalt surface.
3 Two unknown sunken problem areas: (guessing these to be abandoned structures with open conduits.)
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Savings on item #3.
Substute compacted #73 limestone in lieu of concrete. DEDUCT $1,200.00

Work to commence on Monday November 26 2007. Cost for items 1,2,3.

$17,286.00

THANK YOU
Bob Kurtz

13
48

KURTZ EXCAVATING INC.
WATER & SEWER MAIN CONSTRUCTION

10351 G DAWSON'S CREEK BLVD.
FORT WAYNE, IN 46825

PHONE: 260.416.0660
FAX: 260.416.0662
MOBILE: 260.410.2384

FAX COVER SHEET

PAGES INCLUDING COVER: 2

DATE: 11/20/07

ATTENTION: Douglas Hilkey

COMPANY: FT WAYNE TRAFFIC OPERATIONS

FAX NUMBER: 427-1449

FROM: Bob KURTZ

REGARDING: South CALHOUN STREET REPAIRS.

We appreciate this opportunity to quote on this project, and are looking forward to working with you. Please call with any questions

Bob

CITY OF FORT WAYNE
GRAHAM RICHARD, MAYOR

TRAFFIC OPERATIONS
1730 SOUTH LAFAYETTE STREET
FORT WAYNE, IN 46803

D. P. HILKEY, DIRECTOR OF OPERATIONS

Business Office: 260-427-1223
Facsimile Number: 260-427-1449

FAX COVER SHEET

Pages sent including cover sheet: 3

Today's Date: 11-20-07

Location Receiving: Dave Ross

Fax/Telephone number receiving: 1356

Additional Information/Comments:

Calhoun St.

If all pages are not received or you request further information, call 260-427-1223.

815

#1691-05

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, APPROPRIATING AND CONDEMNING REAL PROPERTY FOR USE BY THE CITY OF FORT WAYNE, INDIANA, AND ASSESSING BENEFITS TO PROPERTY OWNERS FOR THE CONSTRUCTION OF THE HUESTIS-MAPLE SANITARY SEWER PROJECT

RESOLUTION NUMBER 94.11.28.07.02

WHEREAS, the Board of Public Works ("Board") of the City of Fort Wayne, Indiana, ("City"), finds that the sanitary sewer system in the general area bounded by Scott Avenue on the north, Broadway Street on the east, Park Avenue on the south, and the St. Mary's River on the west ("Project Area"), is insufficient to furnish the necessary collection and disposal of sanitary sewage to properly protect the public health and welfare and safeguard property within the area, and finds it necessary to improve the sanitary sewer system and to acquire interest in land to further such improvement; and,

WHEREAS, the Board has prepared maps, plans, specifications, and drawings with full details and descriptions for the proposed work, together with an estimate of the cost; and,

WHEREAS, the Board has prepared a description of all property rights necessary to be acquired in connection with the proposed work and the manner in which the rights are to be acquired, along with a description of any other property that may be injuriously affected, together with the estimated cost thereof; and,

WHEREAS, the Board of Public Works ("Board") of the City of Fort Wayne, Indiana ("City"), has determined to proceed with the construction of approximately 5,600 linear feet of 12 inch to 42 inch diameter storm sewers, with appurtenances, in an area generally bounded by Scott Avenue on the north, Broadway Street on the east, Park Avenue on the south, and St. Mary's River on the west, commonly known as the *Huestis-Maple Area Partial Sewer Separation Project* ("Project"), in order to provide a necessary and publicly beneficial sanitary sewer system in and serving the residents of said area; and

WHEREAS, in order to continue the Project, it is necessary to condemn and appropriate certain easement interests in real property in the City of Fort Wayne, Allen County, Indiana, and IC 32-24-2 provides a mechanism pursuant to which the Board may proceed with such Project and appropriation;

WHEREAS, the Board has identified one (1) property owner and one (2) easement interests to be acquired in furtherance of this project; and

WHEREAS, the Board has prepared a list of all property owners and their respective interests in the property sought to be taken hereby, which list is attached hereto as Exhibit A; and

WHEREAS, IC 32-24-2 requires the Board to adopt this resolution and set an administrative hearing upon the resolution, publishing notice of said hearing in accordance with IC 5-3-1 and mailing a notice to each property owner. In such notices, the Board shall state that it shall hear all persons interested in the proceedings and all persons filing written remonstrance with regard to the resolution. After such time, the Board shall, pursuant to IC 32-24-2, take action to confirm, modify, or reject the resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

1. That the Board hereby declares the Project is necessary for the protection of the public health and welfare of the inhabitants of Allen County, Indiana, and the safeguarding of property within the Project Area.

2. That the Board hereby declares that the Project is of public utility and benefit.

3. That the Board hereby declares that it is necessary to condemn and appropriate the easement interests in real property described on Exhibit B, attached hereto, in order to complete the Project, and hereby appropriates such interests.

4. That the Board declares that the maximum proposed cost of the interests to be acquired is $2,000.00.

5. That the Board hereby adopts the plans, maps, specifications, drawings, details, and descriptions previously described for the Project.

6. That the Board sets Wednesday, January 2, 200~~7~~8 jmB, at 10:30 a.m. in the Omni Room of the City-County Building, as the date, time, and place at which the Board shall hear all persons interested in the proceedings and all persons filing written remonstrances with regard to the resolution.

7. That at the hearing set herein for remonstrance, the Board shall hear all persons interested in the proceedings and hear all persons filing written remonstrance, and shall then take final action to confirm, modify, or reject this resolution.

8. That the Clerk of the Board shall and hereby is directed and authorized to publish notice of the hearing in accordance with IC 5-3-1 and mail notice of said hearing on remonstrance to those persons listed on Exhibit A, attached hereto.

This resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

APPROVED this 28th day of November, 2007.

by: BOARD OF PUBLIC WORKS

Regina A-Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Carolyn Newport
Carolyn Newport, Acting Clerk

CERTIFICATE OF ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, this 28th day of November 2007, personally appeared Regina A. Kostoff, Ryan P. Chasey, John Suarez, and Carolyn Newport, and acknowledged the execution of the foregoing to be a voluntary act and deed, for the uses and purposes therein set forth.

Witness my hand and notarial seal.

Justin Brugger
Notary Public

JUSTIN MICHAEL BRUGGER
Allen County
My Commission Expires
January 29, 2014

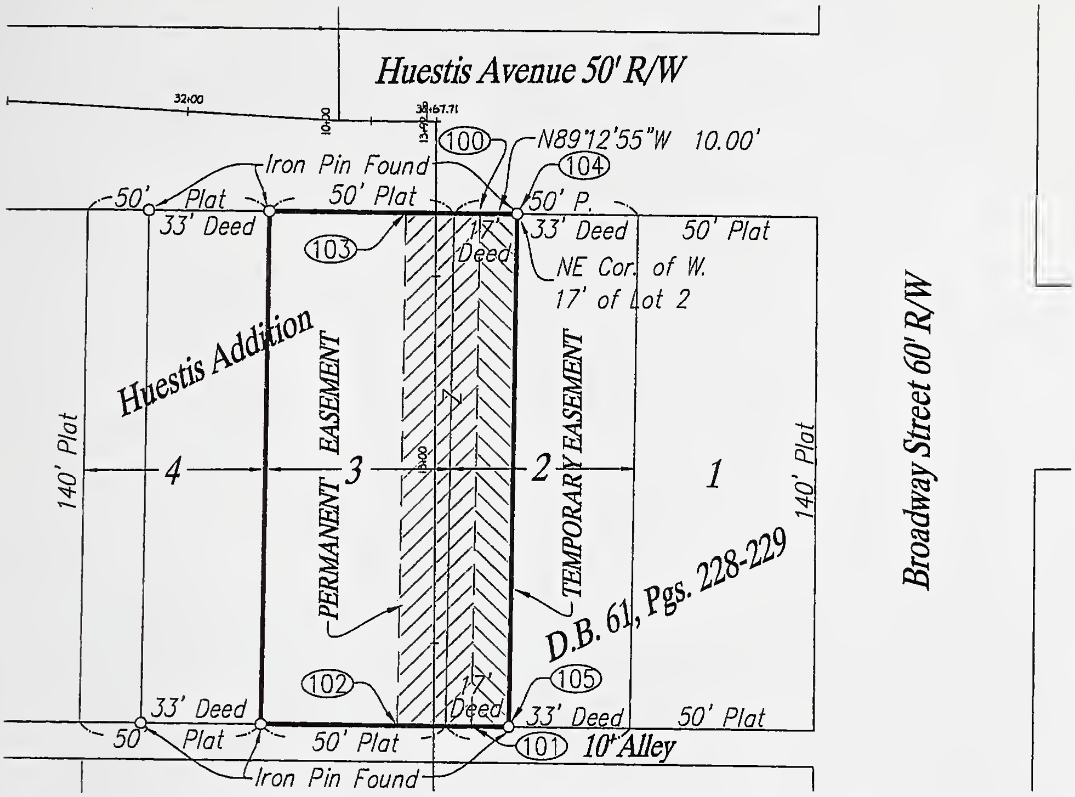
My Commission Expires: January 29, 2014
County of Residence: Allen

EXHIBIT A

Property Owner & Address	Deed Reference	Legal Description
David A. Durnell, Marsha J. Modezjewski, & Dennis Durnell 1117 Huestis Avenue Fort Wayne, IN 46807	990003175	See Exhibit B (3 pages)

EXHIBIT B (1/3)

EASEMENT PLAT

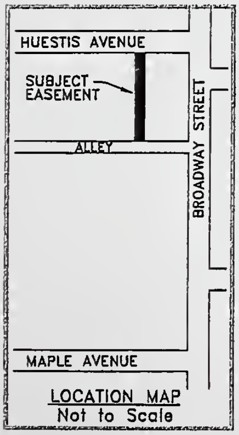

Huestis Avenue 50' R/W
32+00
33+67.71
10.00
13+92
100
N89°12'55"W 10.00'
104
Iron Pin Found
50' Plat
50' Plat
50' P.
33' Deed
33' Deed
50' Plat
103
17' Deed
NE Cor. of W. 17' of Lot 2
Huestis Addition
PERMANENT EASEMENT
TEMPORARY EASEMENT
140' Plat
140' Plat
4
3
2
1
14+00
D.B. 61, Pgs. 228-229
Broadway Street 60' R/W
102
105
33' Deed
17' Deed
33' Deed
50' Plat
50
Plat
50' Plat
101
10' Alley
Iron Pin Found

LINE TABLE - PERMANENT EASEMENT

POINT #	BEARING	LENGTH	POINT #
100	S00°42'33"W	140.00'	101
101	N89°13'01"W	20.00'	102
102	N00°42'33"E	140.00'	103
103	S89°12'55"E	20.00'	100

LINE TABLE - TEMPORARY EASEMENT

POINT #	BEARING	LENGTH	POINT #
104	S00°42'33"W	140.00'	105
105	N89°13'01"W	10.00'	101
101	N00°42'33"E	140.00'	100
100	S89°12'55"E	10.00'	104


HUESTIS AVENUE
SUBJECT EASEMENT
ALLEY
BROADWAY STREET
MAPLE AVENUE

LOCATION MAP
Not to Scale

PERMANENT EASEMENT = 2,800 s.f.
TEMPORARY EASEMENT = 1,400 s.f.

All lot dimensions are per deed of record.

The reference meridian for the bearings on this document was taken from Survey data collected during the topographical survey for this project.

Several monuments for this parcel were found as shown.

Being a part of the same property conveyed to the grantor by deed dated January 14, 1999, recorded in Document No. 990003175, in the Office of the Recorder of Allen County, Indiana.

GRAPHIC SCALE

(IN FEET)
1 inch = 40 ft.

Property of:
Oovid A. Oumell
Marsha J. Modezjewski &
Dennis Durnell
3104 Homestead Road
Ft. Wayne, IN 46804

Record No. 990003175

Tax ID No. 02-12-10-481-012.000-074

BRIAN J. STOODY
No. LS20300036

I hereby certify that this document was made under my supervision and is correct to the best of my knowledge and belief. Distances as shown on this document have not been adjusted. This easement document meets or exceeds the minimum standards of governing authorities.

Brian J. Stoody 10/25/06

Brian J. Stoody
L.S. No. LS20300036
Date

Bonar Group
Engineers - Surveyors - Planners
1700 MAGNAVOX WAY, SUITE 110
FORT WAYNE, INDIANA 46804
PHONE 260-969-8800

Job #2670.62

6

EXHIBIT B (2/3)

Permanent Easement Description

Part of the West 17 feet of Lot Number 2 and part of Lot Number 3 in Huestis Addition to the City of Fort Wayne, Allen County, Indiana, more particularly described as follows:

Commencing at the northeast corner of the West 17 feet of said Lot Number 2; thence North 89 degrees 12 minutes 55 seconds West, a distance of 10.00 feet along the north line of said Lot Number 2 to the Point of Beginning; thence South 00 degrees 42 minutes 33 seconds West, a distance of 140.00 feet parallel with the east line of the West 17 feet of said Lot Number 2 to the south line of said Lot Number 2; thence North 89 degrees 13 minutes 01 seconds West, a distance of 20.00 feet along said south line and the south line of said Lot Number 3; thence North 00 degrees 42 minutes 33 seconds East, a distance of 140.00 feet parallel with said east line to the north line of said Lot Number 3; thence South 89 degrees 12 minutes 55 seconds East, a distance of 20.00 feet along said north line and the north line of said Lot Number 2 to the Point of Beginning, containing 2,800 square feet, more or less.

This description was prepared for the City of Fort Wayne, Indiana by Brian J. Stoody of Bonar Group on the 24th day of October, 2006.

Brian J. Stoody
Brian J. Stoody
L.S. No. 20300036

BRIAN J. STOODY
No. LS20300036

Bonar Group
Owner: David A. Durnell, Marsha J. Modezjewski & Dennis Durnell
Created on 10/24/2006 11:49:00 AM
P:\2600\2670\2670.30\Easement Descriptions\durnell.doc
Last printed 10/25/2006 9:52:00 AM

EXHIBIT B (3/3)

Temporary Easement Description

Part of the West 17 feet of Lot Number 2 in Huestis Addition to the City of Fort Wayne, Allen County, Indiana, more particularly described as follows:

Beginning at the northeast corner of the West 17 feet of said Lot Number 2; thence South 00 degrees 42 minutes 33 seconds West, a distance of 140.00 feet along the east line of the West 17 feet of said Lot Number 2 to the south line of said Lot Number 2; thence North 89 degrees 13 minutes 01 seconds West, a distance of 10.00 feet along said south line; thence North 00 degrees 42 minutes 33 seconds East, a distance of 140.00 feet parallel with said east line to the north line of said Lot Number 2; thence South 89 degrees 12 minutes 55 seconds East, a distance of 10.00 feet along said north line to the Point of Beginning, containing 1,400 square feet, more or less.

This description was prepared for the City of Fort Wayne, Indiana by Brian J. Stoody of Bonar Group on the 24th day of October, 2006.

Brian J. Stoody

Brian J. Stoody
L.S. No. 20300036

BRIAN J. STOODY
No. LS20300036

Bonar Group
Owner: David A. Durnell, Marsha J. Modezjewski & Dennis Durnell
Created on 10/24/2006 11:49:00 AM
P:\2600\2670\2670.30\Easement Descriptions\durnell.doc
Last printed 10/25/2006 9:52:00 AM

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Backs – C. U. Accounting

DATE: November 27, 2007

RE: Water SRF (STATE REVOLVING FUNDS) - **2006**

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments for the amount of **$ 943,160.00.** These payments will be funded with the 2006 Waterworks State Revolving Fund loan. These expenses are for construction and professional services for the Bellmont Addition watermain replacement, 3RFP North Pump Building and the St. Joe Dam Pump Station.

Draw #44	S & S Directional Boring	$ 54,921.00
Draw #45 & #48	CH2M Hill	35,013.00
Draw #46	Donohue & Assoc.	6,569.00
Draw #47	Hagerman Construction & Tower Bank	846,657.00
Total SRF Payments		**$ 943,160.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

12-5-07

Date

HOLD HARMLESS AGREEMENT

This Agreement made and entered into by and between **Poet's Café Inc., d/b/a Columbia Street West** and the City of Fort Wayne, Indiana, for a period beginning **December 1, 2007** and continuing through close of business on **December 31, 2008**.

WITNESSETH:

WHEREAS, **Poet's Café., d/b/a Columbia Street West**, intends to operate a sidewalk restaurant at 135 Columbia Street, Fort Wayne, Indiana, which sidewalk restaurant shall be approximately 10 feet by 30 feet on the south side of the street presently occupied by Columbia Street West, and

WHEREAS, the City of Fort Wayne is willing to allow the use of said sidewalk and adjacent areas under the following conditions:

1. The City of Fort Wayne grants to **The Poet's Café Inc., d/b/a Columbia Street West** the right to use approximately 10 feet by 30 feet on the south side of the street space on the sidewalk as shown on the plot plan which is attached hereto, marked "Exhibit A", and made part hereof.

2. **The Poet's Café Inc., d/b/a Columbia Street West** agrees that it will hold harmless and indemnify the City of Fort Wayne from any and all claims which may be made against the City of Fort Wayne by any person for personal injury or property damage resulting directly or indirectly from any act, incident or accident occurring on or about the premises of sidewalk being utilized by the **Poet's Café Inc., d/b/a Columbia Street West** as a result of the acts, errors or omissions of all third parties, the **Poet's Café Inc., d/b/a Columbia Street West** or its agents, or arising in connection with the operations, use or occupancy of the premises by the **Poet's Café Inc., d/b/a Columbia Street West**.

3. **The Poet's Café Inc., d/b/a Columbia Street West** further agrees to waive all claims against the City of Fort Wayne on account of loss, damages or injury from whatever cause which may occur to it or its property in the use of occupancy of said premises, the giving of this waiver being one of the considerations upon which this agreement is granted.

4. **The Poet's Café Inc., d/b/a Columbia Street West** shall maintain adequate pedestrian right-of-way at all times.

In Witness whereof, the parties have set their hands this 5th day of Dec., 2007.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

By: Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

By: John Freistroffer
John Freistroffer, Owner
Poet's Café Inc., d/b/a Columbia Street West

Attest: Carolyn Newport for
Marilyn Huth, Clerk

Approved as to form and legality________________________

GRETNA AVENUE STORM SEWER IMPROVEMENTS
RESOLUTION NO. 2065-2007

RESOLUTION BY THE BOARD OF STORMWATER MANAGEMENT of the City of Fort Wayne, Indiana that:

> The referenced project consists of the installation of approximately 2,727 LF of 12-inch thru 30-inch diameter storm sewer, 21 inlet structures, 5 manholes, 1 metal end section and appurtenances and all other work as necessary for the drainage improvement.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Gretna Avenue Storm Sewer Improvements.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Stormwater Utility.

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares the Board of Stormwater Management will not acquire any new property rights for this project.

States there are no costs associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $300,000.

Declares that no new fees will be collected from the affected property owners.

APPROVED THIS 12th DAY OF Dec., 2007.

BOARD OF STORMWATER MANAGEMENT

BY: ______________________
Robert P. Kennedy, Chairman

BY: John Suarez
John Suarez, Member

BY: Regina A. Kostoff
Regina A. Kostoff, Member

ATTEST: Carolyn Newzoil for
Marilyn Huth, Clerk

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: December 12, 2007

RE: 2007 PSAC Furniture Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $149,929.50 to be paid from the proceeds of the 2007 PSAC Furniture Lease Financing which are held in an escrow at JP Morgan Trust Company.

Life Fitness	PR #6	33,300.00
Sensory Technologies	PR #6	116,629.50
	Total for Payment Requests	**$ 149,929.50**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

12-12-07
Date

4

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: December 12, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $844,627.97 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at U.S. Bank Corporate Trust Services/LaSalle Bank.

Hagerman Inc.	820,370.35
Shade Trees Unlimited Inc.	15,368.00
TriState Tractor Trailer	3,633.62
Site Security:	
Stephen R. Reed	576.00
Roy Sutphin III	432.00
Kevin Zelt	1,080.00
David Nelson	648.00
Scott Criswell	144.00
Mark Gerardot	144.00
Kimberly Seiss	432.00
Teresa Smith	144.00
John Shank	792.00
Steven Espinoza	288.00
Juan Barrientas	576.00
Total for Request #29	**$ 844,627.97**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

12-12-07
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: December 12, 2007

RE: 2007 PSAC Furniture Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $130,536.00 to be paid from the proceeds of the 2007 PSAC Furniture Lease Financing which are held in an escrow at JP Morgan Trust Company.

Professional Systems Installations, Inc.	PR #7	38,772.00
Dugdale Communications, Inc.	PR #7	70,000.00
Pickens Kane	PR #7	7,200.00
DELL Marketing LP	PR #7	14,564.00
Total for Payment Requests		**$ 130,536.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

12-12-07

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: December 12, 2007

RE: 2006 Fort Wayne Municipal Building Corp - Public Safety Academy

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $142,045.93 to be paid from the proceeds of the 2006 FWMBC - Public Safety Academy which are held in an escrow at U.S. Bank Corporate Trust Services/LaSalle Bank.

Hagerman Inc.	100,932.15
Sturtz Public Management Group LLC	6,195.00
Schenkel Shultz	13,525.46
Geotechnical & Materials Engineers	2,080.54
Koher Advertising	3,827.83
Thomas Black & Associates, Inc.	2,584.85
Diskey Architectural Signage	2,102.50
All Occasion	6,138.44
Harding Dahm	4,659.16
Total for Request #30	**$ 142,045.93**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

12-12-07

Date

X

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: December 12, 2007

RE: 2007 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $44,871.31 to be paid from the proceeds of the 2007 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #16

Nesco Sales & Service	42,904.00
Animal Care Equipment & Services	1,627.91
Waymire APS Inc	339.40
Total for Payment Requests	**$ 44,871.31**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

12-12-07

Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: December 12, 2007

RE: 2006 Financial System Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $10,600.64 to be paid from the proceeds of the 2006 Financial System Lease which are held in an escrow account at Wells Fargo Corporate Trust Services.

Tyler Technologies	PR #16	10,600.64
	Total for Payment Requests	**$ 10,600.64**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

12-12-07
Date

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TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: December 12, 2007

RE: 2005 Fort Wayne Municipal Building Corp - Fire Stations #18 & #19

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $12,100.00 to be paid from the proceeds of the 2005 FWMBC - Fire Stations #18 & #19 which are held in an escrow at Wells Fargo Corporate Trust Services.

Fire Service Inc.	PR #45	12,100.00
	Total for Payment Requests	**$ 12,100.00**

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan Chasey, Member

12-12-07

Date

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA SETTING FORTH THE DATE, PROCEDURES AND TERMS FOR FORT WAYNE'S POSSESSION OF THE REAL AND PERSONAL PROPERTY OF UTILITY CENTER, INC. (NOW D/B/A AQUA INDIANA, INC.) CONDEMNED PURSUANT TO BOARD OF WORKS RESOLUTIONS

RESOLUTION NUMBER: 94-12-12-07

WHEREAS in June of 2002, the Board of Public Works ("Board") of the City of Fort Wayne, Indiana ("City"), adopted a resolution entitled *Appropriating and Condemning Real and Personal Property for Use by the City of Fort Wayne, Indiana for the Acquisition of the Utility Center, Inc. D/B/A AquaSource North Sewer and Water Systems, Resolution No. 89-183-6* ("Original Resolution");

WHEREAS in July of 2002, the Board adopted a resolution confirming the Original Resolution entitled *Confirming Resolution 89-183-6 of the Board of Public Works Appropriating and Condemning Real and Personal Property for Use by the City of Fort Wayne, Indiana for the Acquisition of Utility Center, Inc. D/B/A AquaSource North Sewer and Water Systems, Resolution No. 89-211-1* ("Confirming Resolution");

WHEREAS in December of 2003, the Board adopted a resolution awarding the damages sustained and assessing the benefits accrued entitled *Awarding the Damages Sustained and Assessing the Benefits Accrued to Certain Real and Personal Property and Confirming Resolution 89-183-6 of the Board of Works Appropriating and Condemning Real and Personal Property, Resolution No. 90-402-39* ("Awarding Resolution");

WHEREAS in October of 2004, the Board adopted a resolution further amending the Awarding Resolution entitled *Further Amending Resolution 90-402-39 Awarding the Damages Sustained and Assessing the Benefits Accrued to Certain Real and Personal Property and Confirming Resolution 89-183-6 of the Board of Works Appropriating and Condemning Real and Personal Property to Reschedule the Remonstrance Hearing and Seek Updates to the Appraisals, Resolution No. 91-250-9* ("Amending Resolution"); and

WHEREAS, in December of 2004, the Board adopted a resolution entitled, *Further Amending Resolution 90-402-39 Awarding The Damages Sustained And Assessing The Benefits Accrued To Certain Real And Personal Property And Confirming Resolution 89-183-6 And Resolution 91-250-9 Of The Board Of Public Works Appropriating And Condemning Real And Personal Property To Reschedule The Remonstrance Hearing*, Resolution No. 91-336-03;

WHEREAS also in December of 2004, the Board adopted a resolution entitled, *Awarding Damages Sustained and Assessing the Benefits Accrued to Certain Real and Personal Property and Confirming Resolution 89-183-6 of the Board of Public Works Appropriating and Condemning Real and Personal Property to Amend the Award of Damages Sustained and assess the Benefits Accrued, Resolution No. 91-360-7* (First Updated Appraisals Resolution);

WHEREAS, notice of the first updated award of damages was personally delivered to Utility Center Inc., now d/b/a Aqua Indiana, on December 28, 2004;

WHEREAS, on January 11, 2005, the Indiana Court of Appeals granted a request by Aqua Indiana to prohibit Fort Wayne from proceeding with the condemnation of its North Sewer and Water Systems (North System) pending the outcome of Aqua Indiana's appeal of the Allen County Circuit Court's ruling that Fort Wayne was properly proceeding;

WHEREAS, on June 22, 2007, the Indiana Supreme Court determined that Fort Wayne was correct on all issues and has used the appropriate condemnation proceeding for the North System;

WHEREAS, had Aqua Indiana not prevented Fort Wayne from proceeding in 2005 with the condemnation of the North System, Fort Wayne would have obtained the North System in early 2005 based on the 2004 appraisals;

#24
DVD available

WHEREAS, after the delay caused by Aqua Indiana's actions, the Board determined that the appraisals of the North System assets prepared for the First Updated Appraisals Resolution should be updated to take into account information not available at the time of the earlier appraisals;

WHEREAS, in September of 2007, the appraisers submitted their updated appraisals to the authorized City officers in order to further update and replace the value arrived in the First Updated Appraisals Resolution;

WHEREAS, in September of 2007, the Board adopted a resolution entitled, Further Amending Resolution 90-402-39 Awarding The Damages Sustained And Assessing The Benefits Accrued To Certain Real And Personal Property And Confirming Resolution 89-183-6 To Amend the Award of Damages Sustained and Assess the Benefits Accrued and Schedule The Remonstrance Hearing, Resolution No. 94-09-19-07-01 (Second Updated Appraisals Resolution);

WHEREAS, on October 3, 2007, at 10:00am in the Omni Room of the City County Building in Fort Wayne, Indiana, the Board conducted a public hearing allowing remonstrance on valuation to be submitted in writing regarding the valuation of said property (Remonstrance Hearing);

WHEREAS, the Board reviewed the materials submitted at the Remonstrance Hearing and found no reason to modify the Award of Damages Sustained;

WHEREAS, on October 10, 2007, the Board adopted a resolution entitled, A Resolution of the Board of Public Works of the City of Fort Wayne, Indiana Sustaining Resolution 94-09-19-07-01 Awarding Damages Sustained and Assessing the Benefits Accrued to Certain Real and Personal Property and Confirming Resolution 89-183-6 of the Board of Public Works Appropriating and Condemning Real and Personal Property (Confirmation of Value Resolution);

WHEREAS, pursuant to I.C. § 32-24-2-14, the Fort Wayne City Council has approved the expenditure of funds;

WHEREAS, Fort Wayne has entered into discussions with Aqua Indiana to attempt to facilitate a safe, efficient and orderly transfer of the North System assets from Aqua Indiana to Fort Wayne; and

WHEREAS, Fort Wayne intends to acquire the North System assets on January 8, 2008.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

1. Payment. The Board will issue a check (voucher) to Aqua Indiana in the amount of $16,910,500 and then on January 8, 2008 at approximately 10:00am, local time, submit payment for the North System assets to be acquired (Payment).

2. Property Taken. On January 8, 2008 after Payment has been completed, the City will assume ownership of all assets that comprise Aqua Indiana's complete and fully functioning water and sewer utility systems generally referred to as the North System assets, and described more particularly in the June 2002 Original Resolution and the asset based appraisal dated September 2007 by Malcolm Pirnie, Inc and already provided to Aqua Indiana.

3. Excluded Assets. The City does not claim and thus will not take possession of Aqua Indiana's Accounts Receivable, Office Furniture and Equipment - National Association of Regulatory Utility Commissioners (NARUC) Category 340, Transportation Equipment - NARUC Category 341, Tools, Shop, and Garage Equipment - NARUC 343 with the exception of specifically identified mowers and safety equipment as listed in Appendix A to this Resolution, Power Operated Equipment - NARUC Category 345 assets as listed in Appendix A to this Resolution and Communication Equipment - NARUC Category 346 specifically portable communication equipment as identified in Appendix A to this Resolution.

4. Supplemental Procedures for the Taking. The Board authorizes City Utilities to continue discussions with Aqua Indiana and other appropriate entities, if necessary, regarding:

    a. An interim Operating Agreement for portions of the North System assets that could include continued utilization of Aqua Indiana employees throughout a transition period.

    b. A lease with Aqua Indiana allowing Aqua Indiana to utilize the existing offices, shops and warehouses, equipment located therein and other facilities necessary for it to operate the remainder of its system not taken by the City, but located in the North System on an interim basis.

5. Other Necessary Actions. Further, the Board authorizes City Utilities to take all other actions necessary with regard to customers, employees, regulatory agencies and Aqua Indiana to allow for the efficient, safe and orderly transfer of the identified North System assets in accordance with applicable purchasing and other rules, regulations and laws.

6. Recordation. This Resolution is to be recorded in the chain of title of all real property acquired in the North System.

This resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

APPROVED THIS 12th DAY OF Dec., 2007.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Carolyn Newgort for
Marilyn Huth, Clerk of the Board

This instrument prepared by Christopher M. York, Esq., Bingham McHale, LLP, 10 W. Market Street, Ste. 2700, Indianapolis, Indiana 46204.

I affirm under penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law. Christopher M. York , Attorney at Law.

APPENDIX A TO THE RESOLUTION

From Appendix A of the *Appraisal of North System Water and Wastewater Assets Owned by Utility Center, Inc.* September 2007.

City of Fort Wayne
One East Main Street, Room 480 • Fort Wayne, Indiana 46802

Appraisal of North System Water and Wastewater Assets Owned by Utility Center, Inc.

September 2007

Report Prepared By:

Malcolm Pirnie, Inc.

5975 Castle Creek Parkway
N. Drive, Suite 355
Indianapolis, Indiana 46250
317-594-0989

2648067

MALCOLM PIRNIE

MALCOLM PIRNIE

INDEPENDENT ENVIRONMENTAL
ENGINEERS, SCIENTISTS
AND CONSULTANTS

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APPENDIX

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APPENDI

Appendix A - Valuation of Aquasource's North Water System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate Basis: Eng Est				Index Values				RCNLD Valuation			
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
303	**Land and Land Rights**																
303	Perry	Purchase of land for Dupont Road well site	1996	1/15/1996	$ 25,450	NA	0%	-	Eng Est	187	268	BRCC	51	36,474	-	36,474	Yes
303		Land purchase for Perry Township water tower si	2000	8/15/2000	10,001	NA	0%	-	Eng Est	209	268	BRCC	51	12,824	-	12,824	Yes
303	St Joseph	Lake River well # 5& 6, Lots 119-124	1981	7/15/1981	6,000	NA	0%	-	Eng Est	158	268	BRCC	51	10,177	-	10,177	Yes
303		Land & land rights- for wells 1, 2, 3, 4 and chlorin	1981	1/15/1981	42,749	NA	0%	-	Eng Est	150	268	BRCC	51	76,379	-	76,379	Yes
303		Lake River well & plant site	1970	5/15/1970	750	NA	0%	-	Eng Est	52	268	BRCC	51	3,865	-	3,865	Yes
303		Purchase of land frm HJf for Lake River WTP fac	1995	8/15/1985	9,684	NA	0%	-	Eng Est	181	268	BRCC	51	14,338	-	14,338	Yes
303	Washington	2.93 A located in Washington Township	1868	7/15/1968	4,500	NA	0%	-	Eng Est	47	268	BRCC	51	25,660	-	25,660	Yes
303		2.78 acres frl E 470.7 of W 950.7 of S320 of N 9C	1970	3/15/1970	4,292	NA	0%	-	Eng Est	51	268	BRCC	51	22,553	-	22,553	Yes
303		Land & land rightsWashington Township WTP Ar	1966	2/15/1966	4,080	NA	0%	-	Eng Est	40	268	BRCC	51	27,336	-	27,338	Yes
303		0.44 acres IF land for Clearwater water tower	1977	11/15/1977	15,000	NA	0%	-	Eng Est	101	268	BRCC	51	39,802	-	39,802	Yes
303	**Subtotal Land and Land Rights**				122,506			-						269,409	-	269,409	Subtotal
304	**Structures and Improvements**																
304		Dupont Road WTP- Building	1998	7/15/1998	127,599	45	2%	18,318	Eng Est	325	399	H-W	15	156,653	22,489	134,164	Yes
304		Dupont Road WTP- Fence around tanks	1999	7/15/1999	2,826	15	7%	1,029	Eng Est	334	399	H-W	15	3,375	1,229	2,147	Yes
304		Valley Hills Well House #7	1981	9/15/1981	10,355	45	2%	5,362	Eng Est	197	399	H-W	15	20,973	10,860	10,113	Yes
304	St Joseph	Valley Hills well houses # 1, 2, 3, 4- drives, walks	1980	12/15/1980	59,215	45	2%	31,650	Eng Est	184	399	H-W	15	128,407	68,832	59,775	Yes
304		Lake River WTP & well house	1970	5/15/1970	2,201	45	2%	1,695	Eng Est	75	399	H-W	15	11,709	9,015	2,694	Yes
304		Dupont well	1973	8/15/1973	2,498	30	3%	2,248	Eng Est	100	399	H-W	15	9,966	8,969	997	Yes
304		WTP- Chlorination & controls building Improveme	1980	11/15/1980	10,732	25	4%	9,859	Eng Est	184	399	H-W	15	23,273	20,945	2,327	Yes
304		Lake River Estates- Well #4 grade & seed	1982	9/15/1982	1,711	45	2%	848	Eng Est	204	399	H-W	15	3,347	1,659	1,688	Yes
304		Driveway for New Lake River WTP	1993	9/15/1993	6,212	45	2%	1,559	Eng Est	281	399	H-W	15	8,820	2,214	8,607	Yes
304		New Lake River WTP- Building	1993	10/15/1993	288,333	45	2%	71,335	Eng Est	281	399	H-W	15	406,572	101,290	305,282	Yes
304		Renovation of driveway to Old Lake River Plant	1993	4/15/1993	1,241	10	10%	1,117	Eng Est	275	399	H-W	15	1,800	1,620	180	Yes
304		Lake River WTP office and lavatory	1994	3/15/1994	1,955	50	2%	422	Eng Est	287	399	H-W	15	2,717	587	2,131	Yes
304		Improvements to land at Lake River WTP	1994	9/15/1994	12,434	45	2%	2,844	Eng Est	295	399	H-W	15	16,818	3,847	12,971	Yes
304		Asphalt paving at Lake River WTP	1994	8/15/1994	7,650	10	10%	6,885	Eng Est	295	399	H-W	15	10,347	9,312	1,035	Yes
304		1250' of 8' fencing for LR WTP	1994	7/15/1994	12,855	15	7%	8,967	Eng Est	295	399	H-W	15	17,387	12,128	5,259	Yes
304		Landscaping for LR WTP	1995	8/15/1995	749	10	10%	674	Eng Est	302	399	H-W	15	989	890	99	Yes
304		Additional landscaping for LR WTP	1895	7/15/1995	329	10	10%	296	Eng Est	304	399	H-W	15	432	388	43	Yes
304	Washington	Washington well house # 4 building	1986	12/15/1986	7,455	45	2%	2,990	Eng Est	234	399	H-W	15	12,712	5,099	7,613	Yes
304		Cook Road well house	1966	2/15/1966	509	45	2%	440	Eng Est	58	399	H-W	15	3,502	3,026	475	Yes
304		well house for 1-A	1978	3/15/1978	1,839	45	2%	1,095	Eng Est	155	399	H-W	15	4,733	2,820	1,913	Yes
304		Wood slats, arbor vitae- Dupont Road tower	1981	6/15/1981	1,770	10	10%	1,593	Eng Est	197	399	H-W	15	3,585	3,227	359	Yes
304		Landscping for office building- W. Cook Road	1982	9/15/1982	9,109	10	10%	8,198	Eng Est	204	399	H-W	15	17,816	16,034	1,782	Yes
304		Office building- W. Cook Road	1982	8/15/1982	81,491	45	2%	40,540	Eng Est	204	399	H-W	15	159,387	79,291	80,096	Yes
304		Cook Road plant	1968	10/15/1968	80,804	45	2%	65,052	Eng Est	64	399	H-W	15	503,764	405,557	98,207	Yes
304		New truck shelter- Cook Road	1976	1/15/1978	2,431	35	3%	2,012	Eng Est	134	399	H-W	15	7,238	5,992	1,246	Yes
304		RR ties around parking lot at office building- W. (	1982	10/15/1982	1,256	15	7%	1,131	Eng Est	204	399	H-W	15	2,457	2,211	246	Yes
304		Office remodeling Cook Road	1879	8/15/1979	3,592	45	2%	2,027	Eng Est	169	399	H-W	15	8,481	4,785	3,696	Yes
304		Washington well house #2	1991	11/15/1991	11,374	45	2%	3,318	Eng Est	264	399	H-W	15	17,190	5,015	12,175	Yes
304		Access road to Washington well #3	1991	10/15/1991	1,772	45	2%	520	Eng Est	264	399	H-W	15	2,679	787	1,892	Yes
304		Repaving of Cook Road parking lot	1983	10/15/1992	4,210	10	10%	3,789	Eng Est	269	399	H-W	15	6,245	5,620	624	Yes
304		Overhead door- Cook Road shop	1993	2/15/1993	1,876	16	6%	1,392	Eng Est	275	399	H-W	15	2,722	2,020	702	Yes
304		Renovation of shop for new Engineering office	1993	3/15/1993	3,839	45	2%	1,006	Eng Est	275	399	H-W	15	5,569	1,460	4,109	Yes
304		Overhead door for Washington WTP	1993	8/15/1993	782	25	4%	356	Eng Est	281	399	H-W	15	1,110	505	605	Yes
304		Security lights for Cook Road office & shop	1994	2/15/1994	1,411	15	7%	1,023	Eng Est	287	399	H-W	15	1,962	1,422	540	Yes
304		Grade and pave front parking area- Cook Road	1994	5/15/1994	9,146	45	2%	2,181	Eng Est	287	399	H-W	15	12,715	3,004	9,712	Yes
304		Installation of rubber roof on Cook Road shop	1994	8/15/1994	10,000	45	2%	2,343	Eng Est	287	399	H-W	15	13,902	3,258	10,645	Yes
304		Shop remodeling for engineering offices at Cook	1995	1/15/1995	8,911	45	2%	1,972	Eng Est	302	399	H-W	15	11,773	2,605	9,167	Yes
304		Bury new control wires to Washington wells #2 &	1996	10/15/1996	3,427	25	4%	1,125	Eng Est	312	399	H-W	15	4,383	1,439	2,944	Yes
304		Touch read visual display for meter reading	1998	8/15/1996	966	15	7%	550	Eng Est	308	399	H-W	15	1,247	710	537	Yes
304		Struct and Improv - Treat	2000	6/30/2000	2,979	45	2%	298	Eng Est	339	399	H-W	15	3,506	351	3,156	Yes
304		Struct and Improv - Treat	2000	6/30/2000	1,167	45	2%	117	Eng Est	339	399	H-W	15	1,374	137	1,236	Yes
304		Struct and Improv - Treat	2000	6/30/2000	4,032	45	2%	403	Eng Est	339	399	H-W	15	4,746	474	4,271	Yes
304		Dupont Road tower restoration	2000	1/15/2000	1,784	35	3%	253	Eng Est	339	399	H-W	15	2,100	297	1,802	Yes
304		2-ton air handler and air conditioner- Cook Road	2000	6/15/2000	2,986	15	7%	904	Eng Est	339	399	H-W	15	3,514	1,064	2,451	Yes
304		Struct and Improv - General	2002	8/30/2002	4,574	45	2%	254	Eng Est	372	399	H-W	15	4,906	272	4,634	Yes
304		**Subtotal - Structures and Improvements**			812,386			311,768						1,648,904	834,559	814,345	Subtotal
307	**Wells & Springs**																
307	Perry	Dupont Road well site	1998	7/15/1998	58,128	45	2%	8,345	Eng Est	325	399	H-W	8	71,363	10,245	61,118	Yes
307	St Joseph	Installation of 5 wells #1, 2, 3, 4 Lake River	1980	11/15/1980	244,191	30	3%	196,446	Eng Est	184	399	H-W	8	529,524	425,988	103,535	Yes

Appendix A - Valuation of Aquasource's North Water System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate Basis: Eng Est				Index Values				RCNLD Valuation			
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
307		Test wells- Lake River	1978	9/15/1978	24,080	30	3%	21,114	Eng Est	155	399	H-W	8	81,988	54,351	7,637	Yes
307		10" well tubular	1972	9/15/1972	4,254	30	3%	3,828	Eng Est	92	399	H-W	8	18,449	16,604	1,845	Yes
307		Lake River WTP	1970	5/15/1970	1,327	30	3%	1,194	Eng Est	75	399	H-W	8	7,060	6,354	706	Yes
307		6" well- Valley Hills	1978	3/15/1978	54,428	30	3%	48,637	Eng Est	155	399	H-W	8	140,108	125,202	14,907	Yes
307		6" test well- Valley Hills	1978	9/15/1978	11,306	30	3%	9,913	Eng Est	155	399	H-W	8	29,103	25,517	3,585	Yes
307		12" gravel packed well- Valley Hills	1972	9/15/1972	18,082	30	3%	16,256	Eng Est	92	399	H-W	8	78,334	70,501	7,833	Yes
307		12"well- pumps and equipment- Valley Hills	1973	9/15/1973	7,215	25	4%	8,454	Eng Est	100	399	H-W	8	28,789	25,910	2,879	Yes
307		Renovation of Lake River well #3	1992	6/15/1992	8,891	30	3%	3,718	Eng Est	263	399	H-W	8	13,489	5,641	7,848	Yes
307	Washington	12" gravel well #1-A	1978	9/15/1978	32,449	30	3%	28,452	Eng Est	155	399	H-W	8	83,531	73,240	10,291	Yes
307		2nd well Washington Township- 12" well drilling a	1967	9/15/1967	12,929	30	3%	11,636	Eng Est	61	399	H-W	8	84,568	76,112	8,457	Yes
307		Wells and springs Cook Road Area #7	1966	2/15/1966	3,734	30	3%	3,361	Eng Est	58	399	H-W	8	25,887	23,119	2,569	Yes
307		Re-pipe and treat well #3 (repair)	1984	3/15/1984	5,277	30	3%	3,659	Eng Est	221	399	H-W	8	9,528	6,607	2,921	Yes
307		Washington Township- New well #3	1985	12/15/1985	21,646	30	3%	13,745	Eng Est	228	399	H-W	8	37,881	24,053	13,827	Yes
307		Washington gravel well $4	1986	12/15/1986	27,301	30	3%	16,426	Eng Est	234	399	H-W	8	46,553	28,008	18,544	Yes
307		Washington well #2	1991	10/15/1991	32,013	30	3%	14,101	Eng Est	264	399	H-W	8	48,384	21,311	27,073	Yes
307		Rennovation of Washington well #2	1992	3/15/1992	11,019	30	3%	4,700	Eng Est	263	399	H-W	8	16,717	7,131	9,586	Yes
307		Reconditioning of Washington Township well #2A	1997	1/15/1997	12,759	30	3%	3,384	Eng Est	316	399	H-W	8	16,110	4,273	11,838	Yes
307		Wells and Springs	2000	6/30/2000	116,887	30	3%	17,528	Eng Est	339	399	H-W	8	137,575	20,630	116,945	Yes
307		Wells and Springs	2001	6/30/2001	54,409	30	3%	8,345	Eng Est	357	399	H-W	8	60,810	7,092	53,718	Yes
307		**Subtotal Wells & Springs**			762,307			439,281						1,545,549	1,057,887	487,662	Subtotal
309	**Supply Mains**																
309	Perry	Outside piping for Dupon Road WTP	1998	7/15/1998	8,260	55	2%	970	Eng Est	324	383	H-W	34	9,764	1,147	8,817	Yes
309	St Joseph	Water mains from wells to chlorination building- L	1981	5/15/1981	37,231	55	2%	16,091	Eng Est	219	383	H-W	34	65,112	27,984	37,128	Yes
309		Raw incoming line from Lake River wells to new c	1993	9/15/1993	25,015	55	2%	5,136	Eng Est	295	383	H-W	34	32,477	6,669	25,809	Yes
309		16" line from New Lake Road control building to c	1993	9/15/1993	19,975	55	2%	4,101	Eng Est	295	383	H-W	34	25,933	5,325	20,608	Yes
309	Washington	Line from well to plant 125' - 12"	1973	5/15/1973	7,237	55	2%	4,164	Eng Est	100	383	H-W	34	27,718	15,947	11,771	Yes
309		Raw water feeder line - 2nd well wash. TWP., Cl	1967	9/15/1967	5,813	55	2%	3,944	Eng Est	76	383	H-W	34	29,294	19,874	9,421	Yes
309		Supply Mains-Raw Feeder Line Area #7	1966	2/15/1966	1,586	55	2%	1,122	Eng Est	75	383	H-W	34	8,099	5,727	2,372	Yes
309		Line from Cook Rd Plant to Lagoon, Manhole, Pu	1979	7/15/1979	50,449	55	2%	23,366	Eng Est	185	383	H-W	34	104,443	48,374	56,069	Yes
309		**Subtotal Supply Mains**			155,566			58,804						302,841	131,047	171,794	Subtotal
311	**Pumping Equipment**																
311	Perry	Turbine Water Pump for Dupont Water Plant Wel	1998	7/15/1998	23,966	25	4%	6,133	Eng Est	486	547	H-W	9	26,974	6,970	20,003	Yes
311	St Joseph	Lake River Plant Pumping Equipment	1970	5/15/1970	3,028	25	4%	2,725	Eng Est	89	547	H-W	9	18,610	16,749	1,861	Yes
311		Aurora Turbine Pump Model 105-AB 2HP 1750 R	1981	9/15/1981	724	25	4%	652	Eng Est	245	547	H-W	9	1,817	1,455	162	Yes
311		Lake River Plant Booster Station	1994	3/15/1994	68,507	25	4%	29,538	Eng Est	420	547	H-W	9	89,222	38,534	50,688	Yes
311	Washington	1 8" Turbine Pump Cook Road	1966	2/15/1966	2,026	25	4%	1,823	Eng Est	78	547	H-W	9	14,208	12,787	1,421	Yes
311		2nd Well Wash. TWP. 1 Layne DW Turbine Pur	1967	9/15/1967	3,480	25	4%	3,132	Eng Est	81	547	H-W	9	23,501	21,151	2,350	Yes
311		Repair 6" Badger Flow Meter Well- #3 Washingtc	1983	9/15/1983	2,277	25	4%	1,940	Eng Est	271	547	H-W	9	4,596	3,916	680	Yes
311		Repair Floway Pump Well #1A, Treat For Bacteri	1984	11/15/1984	13,293	25	4%	10,704	Eng Est	277	547	H-W	9	26,250	21,138	5,112	Yes
311		6" Turbine Meter-Washington Well #1	1993	5/15/1993	1,257	25	4%	585	Eng Est	369	547	H-W	9	1,864	867	997	Yes
311		Pumping Equipment - Source	2000	6/30/2000	2,080	25	4%	374	Eng Est	523	547	H-W	9	2,175	391	1,784	Yes
311		Pumping Equipment - Treat	2001	6/30/2001	13,669	25	4%	1,913	Eng Est	531	547	H-W	9	14,081	1,971	12,110	Yes
311		**Subtotal Pumping Equipment**			134,307			59,629						223,097	125,929	97,168	Subtotal
320	**Water Treatment Equipment**																
320	Perry	Dupont Road Water Treatment Equipment	1998	7/15/1998	474,144	25	4%	122,524	Eng Est	383	454	H-W	17	562,040	145,237	416,803	Yes
320		(3) Pulsetron E Plus pumps and (4) Wallace & Ti	1998	9/15/1998	3,036	25	4%	764	Eng Est	383	454	H-W	17	3,599	906	2,694	Yes
320		Dupont Road WTP Drain line form iron settling ta	1999	7/15/1999	4,700	60	2%	428	Eng Est	394	454	H-W	17	5,416	493	4,923	Yes
320		Dupont WTP - Filter system A2100WT9 Task #4	2000	9/15/2000	239,857	25	4%	41,137	Eng Est	408	454	H-W	17	266,899	45,775	221,124	Yes
320		Dupont WTP - Program countdown display for filt	1984	1/15/1984	1,414	25	4%	1,186	Eng Est	287	454	H-W	17	2,404	2,016	388	Yes
320	St Joseph	Lake River WTP Engineering of iron removal equ	1981	9/15/1981	25,000	25	4%	22,500	Eng Est	227	454	H-W	17	50,000	45,000	5,000	Yes
320		Chlorination equip, phosphate feed equip, master	1981	1/15/1981	133,583	25	4%	120,225	Eng Est	227	454	H-W	17	267,166	240,449	26,717	Yes
320		Chempulse Metering Pump- Lake River WTP	1987	6/15/1987	385	25	4%	256	Eng Est	291	454	H-W	17	569	400	170	Yes
320		1 Pressure Tank, Air compressor & related equip	1981	9/15/1981	54,111	25	4%	48,700	Eng Est	227	454	H-W	17	108,223	97,400	10,822	Yes
320		Regal Model #A Remote meter panel for model 1'	1987	9/15/1987	330	25	4%	228	Eng Est	291	454	H-W	17	515	356	159	Yes
320		Chlorine scale- Lake River WTP	1990	7/15/1990	811	25	4%	489	Eng Est	318	454	H-W	17	1,165	674	491	Yes
320		New Lake River WTP and equipment	1993	10/15/1993	419,327	25	4%	188,042	Eng Est	336	454	H-W	17	566,591	254,081	312,510	Yes
320		New Lake River WTP control system	1993	10/15/1993	52,927	25	4%	23,735	Eng Est	336	454	H-W	17	71,515	32,070	39,445	Yes
320		Lake River WTP potassium permanganate syster	1994	3/15/1994	1,602	25	4%	692	Eng Est	336	454	H-W	17	2,165	935	1,230	Yes
320		Lake River WTP flow meter	1994	4/15/1994	1,178	20	5%	631	Eng Est	336	454	H-W	17	1,592	853	739	Yes
320		Fabricated steel tank at Lake River WTP	1994	8/15/1994	92,538	35	3%	27,439	Eng Est	341	454	H-W	17	123,204	36,532	86,672	Yes
320		Filter backwash flow measurement at Lake River	1994	4/15/1994	600	20	5%	321	Eng Est	338	454	H-W	17	811	434	376	Yes
320		Programable timer- Lake River WTP	1994	7/15/1994	1,309	25	4%	548	Eng Est	341	454	H-W	17	1,743	730	1,014	Yes
320		Electrical wiring to connect chemical mixing and (	1994	3/15/1994	1,803	25	4%	779	Eng Est	336	454	H-W	17	2,436	1,052	1,384	Yes

Appendix A - Valuation of Aquesource's North Water System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate (Basis: Eng Est)				Index Values				RCNLD Valuation			
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
320		Replacement of media at Lake River WTP	1995	1/15/1995	7,580	25	4%	3,019	Eng Est	344	454	H-W	17	10,003	3,985	8,018	Yes
320		Chemical feed equipment for Lake River WTP	2000	2/15/2000	250	25	4%	49	Eng Est	399	454	H-W	17	284	55	229	Yes
320	Washington	Motor protection relays at WTPs	1985	12/15/1985	1,473	25	4%	1,122	Eng Est	277	454	H-W	17	2,414	1,839	575	Yes
320		Cook Road WTP	1966	2/15/1966	12,282	45	2%	10,615	Eng Est	66	454	H-W	17	84,485	73,020	11,465	Yes
320		Chlorination equipment WTP	1981	3/15/1981	6,466	25	4%	5,819	Eng Est	227	454	H-W	17	12,931	11,638	1,293	Yes
320		Dehumidification equipment WTP	1981	3/15/1981	7,451	25	4%	6,706	Eng Est	227	454	H-W	17	14,903	13,413	1,490	Yes
320		Re-build softeners and brine system and iron rem	1978	9/15/1978	82,697	25	4%	74,427	Eng Est	174	454	H-W	17	215,773	194,196	21,577	Yes
320		Install 2 iron removal filters, Install chlorine contac	1973	9/15/1973	20,189	25	4%	18,170	Eng Est	100	454	H-W	17	91,656	82,491	9,166	Yes
320		Addition to Area 7 plant- treatment tanks	1967	12/15/1967	10,446	45	2%	8,604	Eng Est	69	454	H-W	17	68,732	56,609	12,123	Yes
320		Water treatment equipment	1966	2/15/1966	26,856	25	4%	24,170	Eng Est	66	454	H-W	17	184,737	166,263	18,474	Yes
320		Water treatment equipment	1966	11/15/1968	44	25	4%	39	Eng Est	86	454	H-W	17	302	271	30	Yes
320		Humidifier- Washington WTP	1983	6/15/1983	1,269	25	4%	1,094	Eng Est	261	454	H-W	17	2,208	1,903	304	Yes
320		Chlorinator- Washington WTP	1983	9/15/1983	996	25	4%	848	Eng Est	261	454	H-W	17	1,732	1,476	256	Yes
320		Washington WTP- Webtro booster pump	1985	8/15/1985	551	25	4%	427	Eng Est	277	454	H-W	17	903	700	203	Yes
320		Washington WTP- BIF transmitter	1985	8/15/1985	2,607	25	4%	2,021	Eng Est	277	454	H-W	17	4,273	3,313	960	Yes
320		Sandblasting water softener tanks	1985	12/15/1985	4,920	45	2%	2,083	Eng Est	277	454	H-W	17	8,064	3,414	4,650	Yes
320		Washington WTP expansion	1986	12/15/1986	55,117	45	2%	22,107	Eng Est	283	454	H-W	17	88,421	35,465	52,956	Yes
320		Burkes brine pump- Washington WTP	1987	8/15/1987	727	25	4%	506	Eng Est	291	454	H-W	17	1,135	789	346	Yes
320		Chlorine scale- Was WTP	1990	7/15/1990	811	25	4%	469	Eng Est	316	454	H-W	17	1,165	674	491	Yes
320		Capital controls chlorine system- Was WTP	1993	5/15/1993	2,040	25	4%	949	Eng Est	328	454	H-W	17	2,824	1,314	1,510	Yes
320		Burkes brine pump- Washington WTP	1993	10/15/1993	679	25	4%	305	Eng Est	336	454	H-W	17	918	412	506	Yes
320		4" tubometer- Was WTP	2000	8/15/2000	1,532	20	5%	335	Eng Est	408	454	H-W	17	1,705	373	1,332	Yes
320		Water Treatment Equipment	2001	6/30/2001	423,379	25	4%	59,250	Eng Est	412	454	H-W	17	466,539	65,290	401,249	Yes
320		Water Treatment Equipment	2001	6/30/2001	94,121	25	4%	13,172	Eng Est	412	454	H-W	17	103,716	14,515	89,201	Yes
320		Water Treatment Equipment	2002	6/30/2002	5,611	25	4%	561	Eng Est	425	454	H-W	17	5,994	599	5,395	Yes
320		**Subtotal Water Treatment Equipment**			2,278,731			857,473						3,413,869	1,639,409	1,774,459	Subtotal
330	**Distribution Reservoirs and Standpipes**																
330	Perry	2 MG water tank at Perry Hill School	2000	8/15/2000	2,189,977	50	2%	191,518	Eng Est	300	438	H-W	24	3,197,367	279,616	2,917,751	Yes
330	Washington	Water tower at Dupont Road	1979	7/15/1979	277,565	35	3%	202,019	Eng Est	206	438	H-W	24	590,162	429,536	160,626	Yes
330		Distr Reserv and Standpipes	2001	6/30/2001	5,004	50	2%	350	Eng Est	305	438	H-W	24	7,188	503	6,683	Yes
330		**Subtotal Distribution Reservoirs and Standpipes**			2,472,546			393,888						3,794,715	709,656	3,085,059	Subtotal
331	**Transmission and Distribution Mains**																
331		Water main- Oak Grove offsite	1979	1/15/1979	89,502	60	2%	38,739	Eng Est	185	383	H-W	34	185,293	80,201	105,092	Yes
331		Oak Pointe, Section I	1987	7/15/1987	17,204	60	2%	5,009	Eng Est	253	383	H-W	34	26,044	7,582	18,462	Yes
331		16" water line ext along Old Leo Road	1989	1/15/1989	9,300	80	2%	2,474	Eng Est	276	383	H-W	34	12,905	3,433	9,472	Yes
331		Oak Pointe, Section II & IV water lines	1991	2/15/1991	19,582	60	2%	4,529	Eng Est	283	383	H-W	34	26,502	6,129	20,372	Yes
331		River Bend Bluffs III water lines	1993	1/15/1993	5,457	60	2%	1,088	Eng Est	289	383	H-W	34	7,232	1,441	5,791	Yes
331		Cedar Glens, Section II and III water lines	1997	4/15/1997	15,247	60	2%	1,359	Eng Est	314	383	H-W	34	18,598	2,390	16,208	Yes
331		River Bend Bluffs, Section VII water lines	1997	9/15/1997	21,081	60	2%	2,562	Eng Est	319	383	H-W	34	25,311	3,075	22,235	Yes
331		Cedar Glens, Sec VI	2000	8/15/2000	65,000	60	2%	4,918	Eng Est	331	383	H-W	34	75,143	5,686	69,458	Yes
331		Cedar Glens, Sec VII	2000	1/15/2000	44,000	60	2%	3,635	Eng Est	331	383	H-W	34	50,866	4,202	46,665	Yes
331	Perry	Water main Dupont & Auburn Roads	1979	1/15/1979	87,891	60	2%	38,042	Eng Est	185	383	H-W	34	181,957	78,757	103,200	Yes
331		AC Water line Dupont, Pine Mills, Brandywine Tra	1978	11/15/1978	4,925	60	2%	2,145	Eng Est	173	383	H-W	34	10,902	4,749	6,153	Yes
331		Longwood Sec I WhiteHall Dr.	1981	9/15/1981	775	50	2%	301	Eng Est	219	383	H-W	34	1,355	526	829	Yes
331		Longwood Sec I , AC waterline	1979	9/15/1979	40,501	60	2%	17,081	Eng Est	185	383	H-W	34	83,848	35,362	48,486	Yes
331		Pine Valley/Brandywine 600' line/Pencross Dr. 76	1966	9/15/1966	19,651	60	2%	12,548	Eng Est	75	383	H-W	34	100,351	64,078	36,273	Yes
331		Transmission and distribution mains Perry Towns	1966	9/15/1966	28,310	60	2%	18,077	Eng Est	75	383	H-W	34	144,570	92,313	52,256	Yes
331		Intangible Plant- water Pine Valley/Lantern Trail	1967	9/15/1967	11,577	60	2%	7,199	Eng Est	76	383	H-W	34	58,342	36,281	22,061	Yes
331		Tangible Plant water- Pine Valley- Westwind 246	1966	9/15/1966	25,872	60	2%	16,520	Eng Est	75	383	H-W	34	132,120	84,364	47,756	Yes
331		Water line- Pine Valley Block C	1981	7/15/1981	10,311	60	2%	4,033	Eng Est	219	383	H-W	34	18,032	7,054	10,978	Yes
331		Cul de sac Isles Pine Valley	1984	10/15/1984	474	60	2%	160	Eng Est	241	383	H-W	34	753	254	499	Yes
331		Windsor Woods	1980	11/15/1980	354	60	2%	142	Eng Est	202	383	H-W	34	671	270	401	Yes
331		Windsor Woods off-site main extension- from Col	1980	9/15/1980	127,854	60	2%	51,784	Eng Est	202	383	H-W	34	242,416	98,184	144,232	Yes
331		Wild Meadows- Phase I	1983	2/15/1983	9,004	60	2%	3,284	Eng Est	238	383	H-W	34	14,490	5,284	9,205	Yes
331		Rennovations- Dupont Road Due to road expans	1983	8/15/1983	1,510	60	2%	538	Eng Est	238	383	H-W	34	2,430	866	1,564	Yes
331		Cul de sac- Richmond Court-Longwood	1984	1/15/1984	1,598	60	2%	558	Eng Est	241	383	H-W	34	2,539	887	1,652	Yes
331		Cul de sac- Westmore Court-Longwood	1984	2/15/1984	1,665	60	2%	579	Eng Est	241	383	H-W	34	2,646	921	1,725	Yes
331		Pine Valley	1984	8/15/1984	1,147	60	2%	390	Eng Est	241	383	H-W	34	1,822	619	1,203	Yes
331		Longwood - Whitehall Court	1984	8/15/1984	472	60	2%	160	Eng Est	241	383	H-W	34	750	255	495	Yes
331		Pine Valley Sec 7	1984	10/15/1984	8,278	60	2%	2 789	Eng Est	241	383	H-W	34	13,155	4,433	8,723	Yes
331		Pine Valley 10th addition	1984	12/15/1984	31,286	60	2%	10 454	Eng Est	241	383	H-W	34	49,720	16,614	33,106	Yes
331		Pine Valley - Cul de sac Brandywine Court	1985	1/15/1985	1,127	60	2%	375	Eng Est	248	383	H-W	34	1,740	579	1,161	Yes
331		Wild Meadows - Cul de sac	1985	4/15/1985	586	60	2%	193	Eng Est	248	383	H-W	34	906	298	608	Yes

001434

Appendix A - Valuation of Aquasource's North Water System

Valuation Date: 12/28/2004

Residual: 10%

Existing Information						Annual Depreciat. Rate Basis: Eng Est				Index Values				RCNLD Valuation			
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
331		Longwood - 2" Cul de sac	1985	6/15/1985	1,558	60	2%	508	Eng Est	248	383	H-W	34	2,407	784	1,623	Yes
331		Oakmont - 2-2" Cul de sac	1985	6/15/1985	2,203	60	2%	718	Eng Est	248	383	H-W	34	3,401	1,108	2,293	Yes
331		Longwood - Cul de sac	1985	8/15/1985	1,384	60	2%	447	Eng Est	248	383	H-W	34	2,137	690	1,447	Yes
331		Old Auburn Place- Cul de sac	1985	8/15/1985	1,376	60	2%	444	Eng Est	248	383	H-W	34	2,125	686	1,438	Yes
331		Windrift- Cul de sac	1985	8/15/1985	1,024	60	2%	331	Eng Est	248	383	H-W	34	1,582	511	1,071	Yes
331		Old Auburn Place- 2" Cul de sac	1985	10/15/1985	1,400	60	2%	448	Eng Est	248	383	H-W	34	2,162	892	1,470	Yes
331		L ½- chlorine tap and 2" Cul de sac	1986	2/15/1986	2,150	60	2%	577	Eng Est	245	383	H-W	34	3,381	1,058	2,303	Yes
331		Longwood	1986	3/15/1986	9,644	60	2%	3,022	Eng Est	245	383	H-W	34	15,076	4,725	10,352	Yes
331		Lake Point Villas I Cul de sac	1986	12/15/1986	2,000	60	2%	502	Eng Est	245	383	H-W	34	3,127	941	2,186	Yes
331		Pine Valley X- 2 Cul de sac	1986	12/15/1986	2,350	60	2%	707	Eng Est	245	383	H-W	34	3,674	1,105	2,569	Yes
331		L - 2" Cul de sac Westmore Court	1987	4/15/1987	1,989	60	2%	587	Eng Est	253	383	H-W	34	3,011	889	2,122	Yes
331		2" Cul de sac - Lake Pine Valley	1987	7/15/1987	863	60	2%	251	Eng Est	253	383	H-W	34	1,306	380	926	Yes
331		Old Auburn Villas	1987	10/15/1987	3,025	60	2%	868	Eng Est	253	383	H-W	34	4,579	1,314	3,265	Yes
331		AC line Auburn to Leval D'or	1979	5/15/1979	49,872	50	2%	21,313	Eng Est	185	383	H-W	34	103,249	44,124	59,125	Yes
331		Dupont Road 16" water line extension	1990	10/15/1990	437,519	50	2%	133,646	Eng Est	282	383	H-W	34	594,219	140,768	453,452	Yes
331		Buring Tree II	1990	11/15/1990	11,284	50	2%	2,657	Eng Est	282	383	H-W	34	15,325	3,609	11,717	Yes
331		6" water line from Eagle Lake to Sorg property	1991	1/15/1991	2,309	60	2%	537	Eng Est	283	383	H-W	34	3,125	727	2,398	Yes
331		12 x 12 subdivision tap- Autumn Ridge	1992	4/15/1992	2,568	60	2%	544	Eng Est	281	383	H-W	34	3,501	742	2,759	Yes
331		Woodmont Ridge water line	1992	6/15/1992	12,751	60	2%	2,666	Eng Est	281	383	H-W	34	17,380	3,634	13,746	Yes
331		Autumn Ridge Villas Sec II water line	1992	6/15/1992	8,653	80	2%	1,809	Eng Est	281	383	H-W	34	11,793	2,466	9,328	Yes
331		Mardego Hills water line extension	1992	7/15/1992	6,851	60	2%	1,423	Eng Est	285	383	H-W	34	9,207	1,912	7,294	Yes
331		The Oaks Sec I water line	1992	10/15/1992	13,662	60	2%	2,780	Eng Est	285	383	H-W	34	18,360	3,737	14,623	Yes
331		Pine Valley Country Club 16th addition water line	1992	10/15/1992	9,563	60	2%	1,946	Eng Est	285	383	H-W	34	12,852	2,816	10,236	Yes
331		Holly Ridge 12" offsite lines	1994	1/15/1994	28,934	60	2%	4,919	Eng Est	296	383	H-W	34	34,850	6,365	28,485	Yes
331		Eagle Lake IV water line	1993	11/15/1993	17,761	60	2%	3,293	Eng Est	295	383	H-W	34	23,059	4,276	18,783	Yes
331		Holly Ridge 12" offsite lines from south side of Du	1994	5/15/1994	109,800	60	2%	19,453	Eng Est	296	383	H-W	34	142,073	25,171	116,902	Yes
331		Autumn Ridge Sec V water line	1993	12/15/1993	20,732	60	2%	3,816	Eng Est	295	383	H-W	34	26,917	4,954	21,963	Yes
331		Autumn Ridge Sec VI water line	1993	12/15/1993	23,922	60	2%	4,403	Eng Est	295	383	H-W	34	31,058	5,717	25,341	Yes
331		Oversizing of water line for The Lakes Block B	1994	5/15/1994	3,700	60	2%	656	Eng Est	296	383	H-W	34	4,788	848	3,939	Yes
331		Autumn Ridge Sec VII water line	1994	8/15/1994	13,985	60	2%	2,419	Eng Est	302	383	H-W	34	17,736	3,068	14,668	Yes
331		12" loop between Lacabreah and Eagle Lake	1994	10/15/1994	11,460	60	2%	1,950	Eng Est	302	383	H-W	34	14,534	2,473	12,060	Yes
331		12" to 8" water line 200' south of Ladde Lena	1994	11/15/1994	10,911	60	2%	1,841	Eng Est	302	383	H-W	34	13,837	2,335	11,502	Yes
331		Lacabreah Sec III water line	1994	11/15/1994	7,914	60	2%	1,336	Eng Est	302	383	H-W	34	10,037	1,694	8,343	Yes
331		Oversizing of 1287' of 12" line along Union Chap	1994	11/15/1994	8,673	60	2%	1,126	Eng Est	302	383	H-W	34	8,463	1,428	7,035	Yes
331		Relocate 12" water line at Dupont and Old Aubun	1995	4/15/1995	29,939	60	2%	4,846	Eng Est	305	383	H-W	34	37,595	6,086	31,510	Yes
331		The Oaks Sec IV water line	1995	1/15/1995	15,028	60	2%	2,494	Eng Est	305	383	H-W	34	18,871	3,132	15,739	Yes
331		12 x 16 subdivision tap at Autumn Ridge	1995	3/15/1995	3,846	60	2%	628	Eng Est	305	383	H-W	34	4,829	789	4,041	Yes
331		Additional invoicing for relocating 12" water line D	1995	4/15/1995	2,722	60	2%	441	Eng Est	305	383	H-W	34	3,418	553	2,864	Yes
331		Old Auburn Place Sec II water line	1995	10/15/1995	26,823	60	2%	4,118	Eng Est	302	383	H-W	34	34,017	5,222	28,795	Yes
331		8" line from Rapids of Keefer Creek Sec IV to Du	1998	7/15/1998	10,000	60	2%	1,077	Eng Est	324	383	H-W	34	11,821	1,273	10,548	Yes
331		6" water line extension and hydrant installation or	1996	8/15/1996	4,797	60	2%	670	Eng Est	308	383	H-W	34	5,965	833	5,132	Yes
331		Woodmont Ridge Sec II water line	1996	10/15/1996	5,920	60	2%	810	Eng Est	308	383	H-W	34	7,362	1,007	6,355	Yes
331		The Rapids of Keefer Creek Sec V water line	1996	12/15/1996	16,884	60	2%	2,263	Eng Est	308	383	H-W	34	20,995	2,814	18,181	Yes
331		Lacabreah Sec V water line	1997	4/15/1997	6,106	60	2%	785	Eng Est	314	383	H-W	34	7,447	957	6,490	Yes
331		Limberlost main extension from Dupont Road to F	1997	10/15/1997	11,630	60	2%	1,397	Eng Est	319	383	H-W	34	13,963	1,677	12,285	Yes
331		Kubany Commercial Park water line	1998	2/15/1998	6,330	60	2%	725	Eng Est	320	383	H-W	34	7,578	868	6,709	Yes
331		Villas of West Autumn Sec I water line	1998	9/15/1998	16,150	60	2%	1,693	Eng Est	324	383	H-W	34	19,091	2,001	17,089	Yes
331		Coldwater Union Chapel Road water main extens	2000	5/15/2000	12,044	60	2%	928	Eng Est	331	383	H-W	34	13,924	1,073	12,850	Yes
331		Northwest Allenc County School water line extens	2000	5/15/2000	22,710	60	2%	1,750	Eng Est	331	383	H-W	34	26,253	2,024	24,230	Yes
331		Windsor Woods Sac VII looping of water system	2000	3/15/2000	1,791	60	2%	143	Eng Est	331	383	H-W	34	2,071	165	1,905	Yes
331		Dupont raw water line	2000	3/15/2000	3,826	60	2%	306	Eng Est	331	383	H-W	34	4,423	353	4,070	Yes
331		Seven Oaks V Cul de sac water taps	2000	4/15/2000	3,387	60	2%	268	Eng Est	331	383	H-W	34	3,918	307	3,608	Yes
331		Perry Hill School water line Interconnect	2000	8/15/2000	136,589	60	2%	9,954	Eng Est	345	383	H-W	34	151,634	11,051	140,583	Yes
331		Oversizing & extension of water main in Lacabrea	2000	8/15/2000	13,615	60	2%	1,030	Eng Est	331	383	H-W	34	15,740	1,191	14,549	Yes
331		Corbin Place Sec I	2000	1/15/2000	159,220	60	2%	13,152	Eng Est	331	383	H-W	34	184,067	15,204	168,862	Yes
331		Estates of Lacabreah	2000	1/15/2000	5,524	60	2%	456	Eng Est	331	383	H-W	34	8,386	528	5,859	Yes
331		Lake River Sac II	2000	1/15/2000	43,098	60	2%	3,560	Eng Est	331	383	H-W	34	49,824	4,116	45,708	Yes
331		Seven Oaks Sec IV	2000	1/15/2000	37,068	60	2%	3,062	Eng Est	331	383	H-W	34	42,853	3,540	39,313	Yes
331		The Oaks Sac V Ph II	2000	1/15/2000	25,355	60	2%	2,094	Eng Est	331	383	H-W	34	29,312	2,421	28,890	Yes
331		Woodmont Ridge Sec III	2000	1/15/2000	15,195	60	2%	1,255	Eng Est	331	383	H-W	34	17,566	1,451	16,115	Yes
331		Lacabreah Sec VII	2000	6/15/2000	20,216	60	2%	1,530	Eng Est	331	383	H-W	34	23,371	1,768	21,602	Yes
331		Lakes of Brooks Crossing Sec II	2000	8/15/2000	19,149	60	2%	1,396	Eng Est	345	383	H-W	34	21,258	1,549	19,709	Yes
331		West Autumn Sec III	2000	5/15/2000	17,716	60	2%	1,366	Eng Est	331	383	H-W	34	20,481	1,579	18,902	Yes

Appendix A - Valuation of Aquasource's North Water System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate				Index Values				RCNLD Valuation			
						Basis:	Eng Est										
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
331		West Autumn Sec VI	2000	8/15/2000	13,915	60	2%	1,014	Eng Est	345	383	H-W	34	15,448	1,126	14,322	Yes
331		Lake River/Valley Hills Water Improvement proje	1981	4/15/1981	79,039	60	2%	31,247	Eng Est	219	383	H-W	34	138,228	54,647	83,580	Yes
331		Water line Valley Hills Trailer Court	1973	3/15/1973	15,795	60	2%	8,374	Eng Est	100	383	H-W	34	60,495	32,073	28,422	Yes
331		Lake River West Line around Cul de sac	1983	12/15/1983	1,366	60	2%	479	Eng Est	238	383	H-W	34	2,198	771	1,427	Yes
331		Lake River Estates west 6 x 16 main line tap	1984	6/15/1984	2,600	60	2%	891	Eng Est	241	383	H-W	34	4,132	1,415	2,717	Yes
331		Lake River Estates Sundance Drive and Spur Cr	1984	11/15/1984	1,536	60	2%	515	Eng Est	241	383	H-W	34	2,440	819	1,622	Yes
331		Moving of 16" water line at Mayhew and Dupont	1991	2/15/1991	8,261	60	2%	1,911	Eng Est	283	383	H-W	34	11,181	2,586	8,595	Yes
331		Cottonwood Lake Sec IV water line	1992	9/15/1992	10,930	60	2%	2,239	Eng Est	285	383	H-W	34	14,688	3,009	11,679	Yes
331		Cottonwood Lake Sec III water line	1993	9/15/1993	19,582	60	2%	3,685	Eng Est	295	383	H-W	34	25,424	4,785	20,638	Yes
331		12" water line extension from end of 16" water lin	1994	4/15/1994	15,762	60	2%	2,814	Eng Est	296	383	H-W	34	20,394	3,641	16,753	Yes
331		Lake River Estates Sec IV water line	1995	6/15/1995	5,011	60	2%	797	Eng Est	305	383	H-W	34	6,292	1,001	5,291	Yes
331		16 x 12 subdivision tap Oak Creek Estates Sec II	1996	6/15/1996	3,944	60	2%	561	Eng Est	308	383	H-W	34	4,904	698	4,206	Yes
331		Cottonwood Lake Sec V water line	1997	9/15/1997	18,336	60	2%	2,223	Eng Est	319	383	H-W	34	22,015	2,675	19,340	Yes
331		Cottonwood Lake Sec VI water line	2000	3/15/2000	76,020	60	2%	6,071	Eng Est	331	383	H-W	34	87,883	7,019	80,864	Yes
331	Washington	Beverly Heights Coldwater Road	1968	9/15/1966	65,976	60	2%	42,123	Eng Est	75	383	H-W	34	336,917	215,135	121,783	Yes
331		Beverly Heights Wallen Road	1966	9/15/1966	71,413	60	2%	45,600	Eng Est	75	383	H-W	34	364,882	232,864	131,819	Yes
331		Beverly Heights Windsor Drive	1967	9/15/1967	3,599	60	2%	2,238	Eng Est	76	383	H-W	34	18,137	11,279	6,858	Yes
331		Beverly Heights Windsor Drive	1966	9/15/1966	6,394	60	2%	4,083	Eng Est	75	383	H-W	34	32,652	20,850	11,802	Yes
331		Broadmoor Addition Gilmore Drive 1154' Broadm	1966	9/15/1966	16,572	60	2%	10,582	Eng Est	75	383	H-W	34	84,628	54,038	30,590	Yes
331		Broadmoor Addition Gilmore Drive 1200' Rumme	1966	9/15/1966	16,851	60	2%	10,760	Eng Est	75	383	H-W	34	86,052	54,948	31,105	Yes
331		Broadmoor Addition Wallen Road	1966	9/15/1966	12,220	60	2%	7,803	Eng Est	75	383	H-W	34	62,403	39,847	22,556	Yes
331		Water main from Coldwater Road to Water Towe	1978	9/15/1978	29,276	60	2%	12,835	Eng Est	173	383	H-W	34	64,814	28,415	36,400	Yes
331		Cook Road feeder	1966	2/15/1966	16,185	60	2%	10,491	Eng Est	75	383	H-W	34	82,851	53,576	29,075	Yes
331		Cook Road water line	1973	9/15/1973	23,608	60	2%	12,318	Eng Est	100	383	H-W	34	90,418	47,178	43,240	Yes
331		Graham Wayside Addition Graham Drive 2320' W	1966	2/15/1966	20,130	60	2%	13,049	Eng Est	75	383	H-W	34	102,797	66,635	36,162	Yes
331		Klug Addition water line Lima Lane 2332' Klug Dri	1966	2/15/1966	15,732	60	2%	10,198	Eng Est	75	383	H-W	34	80,338	52,077	28,261	Yes
331		Lima Road feeder	1966	9/15/1966	54,913	60	2%	35,064	Eng Est	75	383	H-W	34	280,422	179,061	101,362	Yes
331		Smith Addition August Drive 860' 6" water line	1966	2/15/1966	1,704	60	2%	1,105	Eng Est	75	383	H-W	34	8,702	5,641	3,061	Yes
331		Plastic line Sandpiper Cove	1982	12/15/1982	779	60	2%	286	Eng Est	231	383	H-W	34	1,291	475	817	Yes
331		Plastic water line Sandpiper Cove	1983	2/15/1983	702	60	2%	256	Eng Est	238	383	H-W	34	1,130	412	718	Yes
331		water line Fallen Timers	1984	8/15/1984	4,727	60	2%	1,606	Eng Est	241	383	H-W	34	7,512	2,552	4,960	Yes
331		Lima Valley II chlorine tp	1986	12/15/1986	750	60	2%	226	Eng Est	245	383	H-W	34	1,172	353	820	Yes
331		Windmill Ridge Sec I	1989	8/15/1989	37,949	60	2%	9,728	Eng Est	280	383	H-W	34	51,909	13,307	38,603	Yes
331		Windmill Ridge Sec II	1989	8/15/1989	25,444	60	2%	6,522	Eng Est	280	383	H-W	34	34,804	8,922	25,882	Yes
331		Lima Valley Sec IV	1989	10/15/1989	23,529	60	2%	5,966	Eng Est	280	383	H-W	34	32,184	8,161	24,024	Yes
331		Woodland Plaza water line	1994	4/15/1994	12,600	80	2%	2,232	Eng Est	296	383	H-W	34	16.174	2,888	13,286	Yes
331		Coree Drive water line installation	1994	9/15/1994	21,548	60	2%	3,697	Eng Est	302	383	H-W	34	27,327	4,688	22,639	Yes
331		Dawsons Creek water line	2000	6/15/2000	112,538	60	2%	8,516	Eng Est	331	383	H-W	34	130,100	9,844	120,256	Yes
331		Mains	2000	6/30/2000	(34,587)	60	2%	(2,593)	Eng Est	331	383	H-W	34	(39,984)	(2,998)	(36,986)	Yes
331		Mains	1984	6/30/1984	295	60	2%	101	Eng Est	241	383	H-W	34	469	160	309	Yes
331		Mains	1984	6/30/1984	(1,181)	60	2%	(404)	Eng Est	241	383	H-W	34	(1,877)	(642)	(1,235)	Yes
331		Mains	1979	6/30/1979	25,283	60	2%	10,752	Eng Est	185	383	H-W	34	52,343	22,259	30,084	Yes
331		Mains	1981	6/30/1981	7,965	60	2%	3,121	Eng Est	219	383	H-W	34	13,930	5,459	8,471	Yes
331		Mains	1984	6/30/1984	886	60	2%	303	Eng Est	241	383	H-W	34	1,408	481	927	Yes
331		Mains	1989	6/30/1989	8,502	60	2%	2,197	Eng Est	276	383	H-W	34	11,798	3,049	8,749	Yes
331		Mains	1994	8/30/1994	1,900	60	2%	333	Eng Est	296	383	H-W	34	2,458	430	2,028	Yes
331		Mains	1994	6/30/1994	2,759	60	2%	483	Eng Est	296	383	H-W	34	3,570	625	2,945	Yes
331		Mains	1994	6/30/1994	4,652	60	2%	814	Eng Est	296	383	H-W	34	6,019	1,054	4,966	Yes
331		Mains	1996	6/30/1996	11,327	60	2%	1,605	Eng Est	308	383	H-W	34	14,085	1,996	12,089	Yes
331		Mains	1998	6/30/1998	9,000	60	2%	975	Eng Est	320	383	H-W	34	10,772	1,167	9,605	Yes
331		Mains	2000	6/30/2000	10,360	60	2%	777	Eng Est	331	383	H-W	34	11,977	898	11,079	Yes
331		Mains	2000	6/30/2000	(21,882)	60	2%	(1,641)	Eng Est	331	383	H-W	34	(25,297)	(1,897)	(23,400)	Yes
331		Mains	1979	6/30/1979	35,152	60	2%	14,948	Eng Est	185	383	H-W	34	72,774	30,947	41,827	Yes
331		Mains	1979	6/30/1979	(58,811)	60	2%	(25,009)	Eng Est	185	383	H-W	34	(121,755)	(51,776)	(69,978)	Yes
331		Mains	1981	8/30/1981	7,102	60	2%	2,783	Eng Est	219	383	H-W	34	12,420	4,867	7,553	Yes
331		Mains	1981	6/30/1981	(13,519)	60	2%	(5,298)	Eng Est	219	383	H-W	34	(23,643)	(9,265)	(14,378)	Yes
331		Mains	1989	6/30/1989	5,868	60	2%	1,517	Eng Est	276	383	H-W	34	8,143	2,105	6,038	Yes
331		Mains	1994	6/30/1994	14,952	60	2%	2,618	Eng Est	296	383	H-W	34	19,347	3,387	15,960	Yes
331		Mains	1994	6/30/1994	19,206	60	2%	3,362	Eng Est	296	383	H-W	34	24,851	4,351	20,500	Yes
331		Mains	2000	6/30/2000	3,483	60	2%	261	Eng Est	331	383	H-W	34	4,027	302	3,725	Yes
331		Mains	1989	8/30/1989	15,204	80	2%	3,929	Eng Est	276	383	H-W	34	21,098	5,453	15,646	Yes
331		Mains	1994	6/30/1994	5,839	60	2%	1,022	Eng Est	296	383	H-W	34	7,555	1,323	6,233	Yes
331		Mains	1994	6/30/1994	8,887	60	2%	1,556	Eng Est	296	383	H-W	34	11,499	2,013	9,486	Yes

Appendix A - Valuation of Aquasource's North Water System

Valuation Date 12/28/2004

Residual 10%

Existing information						Annual Depreciat. Rate Basis: Eng Est				Index Values				RCNLD Valuation			
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
331		Mains	1994	6/30/1994	9,787	60	2%	1,713	Eng Est	298	383	H-W	34	12,684	2,217	10,447	Yes
331		Mains	1996	6/30/1996	9,747	60	2%	1,381	Eng Est	308	383	H-W	34	12,120	1,717	10,403	Yes
331		Mains	1998	6/30/1998	6,781	60	2%	735	Eng Est	320	383	H-W	34	8,116	879	7,237	Yes
331		Mains	2000	6/30/2000	26,156	60	2%	1,961	Eng Est	331	383	H-W	34	30,238	2,267	27,971	Yes
331		Mains	2000	6/30/2000	(20,707)	60	2%	(1,553)	Eng Est	331	383	H-W	34	(23,938)	(1,795)	(22,144)	Yes
331		Mains	2001	6/30/2001	174,781	60	2%	10,192	Eng Est	347	383	H-W	34	192,914	11,249	181,865	Yes
331		Mains	2003	6/30/2003	176,634	60	2%	4,412	Eng Est	378	383	H-W	34	178,970	4,470	174,500	Yes
331		Mains	2003	6/30/2003	12,441	60	2%	311	Eng Est	378	383	H-W	34	12,606	315	12,291	Yes
331		Mains	1997	6/30/1997	1,651	60	2%	206	Eng Est	314	383	H-W	34	2,014	252	1,762	Yes
331		Mains	1985	8/30/1985	3,877	60	2%	1,261	Eng Est	248	383	H-W	34	5,987	1,947	4,041	Yes
331		Mains	2000	6/30/2000	(112,314)	60	2%	(8,421)	Eng Est	331	383	H-W	34	(129,841)	(9,735)	(120,106)	Yes
331		Mains	2001	6/30/2001	4,927	60	2%	287	Eng Est	347	383	H-W	34	5,438	317	5,121	Yes
331		Mains	1996	6/30/1996	603	60	2%	85	Eng Est	308	383	H-W	34	750	106	644	Yes
331		Mains	1996	6/30/1996	1,172	60	2%	166	Eng Est	308	383	H-W	34	1,457	206	1,251	Yes
331		Mains	1996	8/30/1996	4,004	60	2%	567	Eng Est	308	383	H-W	34	4,979	705	4,274	Yes
331		Mains	1996	6/30/1996	8,327	60	2%	896	Eng Est	308	383	H-W	34	7,868	1,115	6,753	Yes
331		Mains	1997	6/30/1997	3,684	60	2%	461	Eng Est	314	383	H-W	34	4,494	582	3,932	Yes
331		Mains	1997	6/30/1997	2,735	60	2%	342	Eng Est	314	383	H-W	34	3,336	417	2,919	Yes
331		Mains	2000	6/30/2000	(1,109)	60	2%	(83)	Eng Est	331	383	H-W	34	(1,282)	(96)	(1,186)	Yes
331		Mains	2000	6/30/2000	(9,186)	60	2%	(689)	Eng Est	331	383	H-W	34	(10,819)	(796)	(9,823)	Yes
331		Mains	2000	6/30/2000	(733)	60	2%	(55)	Eng Est	331	383	H-W	34	(847)	(64)	(784)	Yes
331		Mains	2000	6/30/2000	2,830	60	2%	212	Eng Est	331	383	H-W	34	3,272	245	3,026	Yes
331		Mains	1996	6/30/1996	10,312	60	2%	1,451	Eng Est	308	383	H-W	34	12,823	1,817	11,006	Yes
331		Mains	1996	6/30/1996	1,656	60	2%	235	Eng Est	308	383	H-W	34	2,059	292	1,767	Yes
331		Mains	1996	6/30/1996	21,323	60	2%	3,021	Eng Est	308	383	H-W	34	26,515	3,757	22,758	Yes
331		Mains	1996	6/30/1996	31,610	60	2%	4,479	Eng Est	308	383	H-W	34	39,307	5,569	33,738	Yes
331		Mains	1996	6/30/1996	9,888	60	2%	1,401	Eng Est	308	383	H-W	34	12,296	1,742	10,554	Yes
331		Mains	1996	6/30/1996	16,997	60	2%	2,408	Eng Est	308	383	H-W	34	21,136	2,995	18,141	Yes
331		Mains	1997	6/30/1997	17,966	60	2%	2,246	Eng Est	314	383	H-W	34	21,914	2,740	19,174	Yes
331		Mains	1997	6/30/1997	3,543	60	2%	443	Eng Est	314	383	H-W	34	4,322	540	3,781	Yes
331		Mains	1997	6/30/1997	8,358	60	2%	1,045	Eng Est	314	383	H-W	34	10,195	1,275	8,920	Yes
331		Mains	2000	6/30/2000	43,098	60	2%	3,231	Eng Est	331	383	H-W	34	49,824	3,736	46,088	Yes
331		Mains	2000	6/30/2000	(6,535)	60	2%	(490)	Eng Est	331	383	H-W	34	(7,555)	(566)	(6,988)	Yes
331		Mains	2000	6/30/2000	29,463	80	2%	2,209	Eng Est	331	383	H-W	34	34,061	2,554	31,507	Yes
331		Mains	2000	6/30/2000	4,056	60	2%	304	Eng Est	331	383	H-W	34	4,689	352	4,337	Yes
331		Mains	2000	6/30/2000	40,491	60	2%	3,036	Eng Est	331	383	H-W	34	46,810	3,510	43,300	Yes
331		Mains	1996	6/30/1996	6,233	60	2%	883	Eng Est	308	383	H-W	34	7,751	1,098	6,653	Yes
331		Mains	1996	6/30/1996	24,060	60	2%	3,409	Eng Est	308	383	H-W	34	29,919	4,239	25,680	Yes
331		Mains	1996	6/30/1996	5,091	60	2%	721	Eng Est	308	383	H-W	34	6,331	897	5,434	Yes
331		Mains	1996	6/30/1996	15,125	60	2%	2,143	Eng Est	308	383	H-W	34	18,808	2,665	16,143	Yes
331		Mains	1996	6/30/1996	6,066	60	2%	659	Eng Est	308	383	H-W	34	7,543	1,069	6,474	Yes
331		Mains	1997	6/30/1997	23,134	60	2%	2,692	Eng Est	314	383	H-W	34	28,218	3,528	24,690	Yes
331		Mains	1997	6/30/1997	11,555	60	2%	1,445	Eng Est	314	383	H-W	34	14,094	1,762	12,332	Yes
331		Mains	2000	6/30/2000	14,775	60	2%	1,108	Eng Est	331	383	H-W	34	17,081	1,281	15,800	Yes
331		Mains	2000	6/30/2000	(15,711)	60	2%	(1,178)	Eng Est	331	383	H-W	34	(18,163)	(1,362)	(16,801)	Yes
331		Mains	2000	6/30/2000	23,660	60	2%	1,774	Eng Est	331	383	H-W	34	27,352	2,051	25,301	Yes
331		Mains	2000	6/30/2000	(16,860)	60	2%	(1,264)	Eng Est	331	383	H-W	34	(19,491)	(1,461)	(18,030)	Yes
331		Mains	2000	6/30/2000	24,019	60	2%	1,801	Eng Est	331	383	H-W	34	27,767	2,082	25,685	Yes
331		Mains	2000	6/30/2000	(16,765)	60	2%	(1,257)	Eng Est	331	383	H-W	34	(19,381)	(1,453)	(17,928)	Yes
331		Mains	2000	6/30/2000	18,584	80	2%	1,393	Eng Est	331	383	H-W	34	21,484	1,611	19,873	Yes
331		Mains	2000	6/30/2000	2,153	60	2%	161	Eng Est	331	383	H-W	34	2,489	187	2,302	Yes
331		Mains	2000	6/30/2000	5,770	60	2%	433	Eng Est	331	383	H-W	34	6,670	500	6,170	Yes
331		Mains	1994	8/30/1994	630	60	2%	110	Eng Est	296	383	H-W	34	815	143	672	Yes
331		Mains	1994	6/30/1994	1,333	60	2%	233	Eng Est	298	383	H-W	34	1,725	302	1,423	Yes
331		Mains	1994	6/30/1994	3,878	60	2%	679	Eng Est	296	383	H-W	34	5,018	878	4,139	Yes
331		Mains	1996	6/30/1996	1,286	60	2%	182	Eng Est	308	383	H-W	34	1,599	227	1,373	Yes
331		Mains	1997	6/30/1997	5,694	60	2%	712	Eng Est	314	383	H-W	34	6,945	868	6,077	Yes
331		Mains	1998	6/30/1998	1,654	80	2%	179	Eng Est	320	383	H-W	34	1,980	215	1,765	Yes
331		Mains	1998	6/30/1998	2,673	60	2%	290	Eng Est	320	383	H-W	34	3,199	347	2,853	Yes
331		Mains	2000	6/30/2000	620	60	2%	46	Eng Est	331	383	H-W	34	717	54	663	Yes
331		Mains	2000	6/30/2000	(13,397)	60	2%	(1,004)	Eng Est	331	383	H-W	34	(15,488)	(1,161)	(14,326)	Yes
331		Mains	2000	6/30/2000	6,530	60	2%	490	Eng Est	331	383	H-W	34	7,549	566	6,983	Yes
331		Mains	2000	6/30/2000	(3,420)	60	2%	(256)	Eng Est	331	383	H-W	34	(3,954)	(296)	(3,657)	Yes

Appendix A - Valuation of Aquasource's North Water System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate Basis: Eng Est				Index Values				RCNLD Valuation			
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
331		Mains	2000	6/30/2000	3,492	60	2%	262	Eng Est	331	383	H-W	34	4,037	303	3,734	Yes
331		Mains	1994	6/30/1994	17,216	60	2%	3,014	Eng Est	296	383	H-W	34	22,276	3,900	18,376	Yes
331		Mains	1994	6/30/1994	11,665	60	2%	2,042	Eng Est	296	383	H-W	34	15,094	2,642	12,451	Yes
331		Mains	1997	6/30/1997	2,777	60	2%	347	Eng Est	314	383	H-W	34	3,387	423	2,964	Yes
331		Mains	1997	6/30/1997	2,299	60	2%	287	Eng Est	314	383	H-W	34	2,804	351	2,454	Yes
331		Mains	1998	6/30/1998	7,213	60	2%	782	Eng Est	320	383	H-W	34	8,633	935	7,698	Yes
331		Mains	1998	6/30/1998	6,454	60	2%	699	Eng Est	320	383	H-W	34	7,725	837	6,888	Yes
331		Mains	1998	6/30/1998	13,554	60	2%	1,469	Eng Est	320	383	H-W	34	16,222	1,758	14,465	Yes
331		Mains	1998	8/30/1998	19,600	60	2%	2,124	Eng Est	320	383	H-W	34	23,459	2,542	20,917	Yes
331		Mains	2000	6/30/2000	9,476	60	2%	710	Eng Est	331	383	H-W	34	10,955	821	10,133	Yes
331		Mains	2000	6/30/2000	18,119	60	2%	1,359	Eng Est	331	383	H-W	34	20,947	1,571	19,376	Yes
331		Mains	2000	6/30/2000	-	60	2%	-	Eng Est	331	383	H-W	34	-	-	-	Yes
331		Mains	2000	8/30/2000	(8,141)	60	2%	(610)	Eng Est	331	383	H-W	34	(9,411)	(706)	(8,706)	Yes
331		Mains	2000	6/30/2000	1,398	60	2%	105	Eng Est	331	383	H-W	34	1,616	121	1,495	Yes
331		Mains	2000	6/30/2000	24,253	60	2%	1,818	Eng Est	331	383	H-W	34	28,038	2,102	25,936	Yes
331		Mains	2000	6/30/2000	(18,942)	60	2%	(1,420)	Eng Est	331	383	H-W	34	(21,898)	(1,642)	(20,256)	Yes
331		Mains	2000	6/30/2000	32,297	60	2%	2,422	Eng Est	331	383	H-W	34	37,337	2,799	34,538	Yes
331		Mains	2000	6/30/2000	(10,664)	60	2%	(800)	Eng Est	331	383	H-W	34	(12,328)	(924)	(11,404)	Yes
331		Mains	2000	6/30/2000	10,165	60	2%	762	Eng Est	331	383	H-W	34	11,751	881	10,870	Yes
331		Mains	2000	6/30/2000	29,677	60	2%	2,225	Eng Est	331	383	H-W	34	34,308	2,572	31,738	Yes
331		Mains	2000	6/30/2000	(10,952)	60	2%	(821)	Eng Est	331	383	H-W	34	(12,661)	(949)	(11,712)	Yes
331		Mains	2000	6/30/2000	10,844	60	2%	813	Eng Est	331	383	H-W	34	12,536	940	11,596	Yes
331		Mains	2000	6/30/2000	25,318	60	2%	1,898	Eng Est	331	383	H-W	34	29,269	2,195	27,074	Yes
331		Mains	2000	6/30/2000	18,824	60	2%	1,411	Eng Est	331	383	H-W	34	21,762	1,632	20,130	Yes
331		Mains	1994	6/30/1994	6,658	60	2%	1,166	Eng Est	296	383	H-W	34	8,615	1,508	7,107	Yes
331		Mains	1997	6/30/1997	14,104	60	2%	1,763	Eng Est	314	383	H-W	34	17,203	2,151	15,052	Yes
331		Mains	1997	6/30/1997	3,317	60	2%	415	Eng Est	314	383	H-W	34	4,046	506	3,540	Yes
331		Mains	1997	6/30/1997	26,891	60	2%	3,362	Eng Est	314	383	H-W	34	32,800	4,101	28,699	Yes
331		Mains	1998	6/30/1998	3,787	60	2%	410	Eng Est	320	383	H-W	34	4,533	491	4,041	Yes
331		Mains	1998	6/30/1998	24,344	60	2%	2,638	Eng Est	320	383	H-W	34	29,137	3,157	25,980	Yes
331		Mains	1998	6/30/1998	21,860	60	2%	2,369	Eng Est	320	383	H-W	34	26,164	2,835	23,329	Yes
331		Mains	1998	6/30/1998	11,090	60	2%	1,202	Eng Est	320	383	H-W	34	13,273	1,438	11,835	Yes
331		Mains	1998	6/30/1998	34,050	60	2%	3.690	Eng Est	320	383	H-W	34	40,754	4,416	36,338	Yes
331		Mains	1998	6/30/1998	9,652	60	2%	1.046	Eng Est	320	383	H-W	34	11,552	1,252	10,300	Yes
331		Mains	2000	6/30/2000	17,734	60	2%	1,330	Eng Est	331	383	H-W	34	20,501	1,537	18,964	Yes
331		Mains	2000	6/30/2000	(5,230)	60	2%	(392)	Eng Est	331	383	H-W	34	(6,046)	(453)	(5,593)	Yes
331		Mains	2000	6/30/2000	19,131	60	2%	1,434	Eng Est	331	383	H-W	34	22,116	1,658	20,458	Yes
331		Mains	2000	6/30/2000	(10,055)	60	2%	(754)	Eng Est	331	383	H-W	34	(11,624)	(872)	(10,753)	Yes
331		Mains	2000	6/30/2000	74,824	60	2%	5,610	Eng Est	331	383	H-W	34	86,500	6,486	80,015	Yes
331		Mains	2000	6/30/2000	(66,709)	60	2%	(5,002)	Eng Est	331	383	H-W	34	(77,119)	(5,782)	(71,337)	Yes
331		Mains	2000	6/30/2000	19,574	60	2%	1,468	Eng Est	331	383	H-W	34	22,629	1,697	20,932	Yes
331		Mains	2000	6/30/2000	(13,682)	60	2%	(1,026)	Eng Est	331	383	H-W	34	(15,817)	(1,186)	(14,631)	Yes
331		Mains	2000	6/30/2000	(87,898)	60	2%	(6,590)	Eng Est	331	383	H-W	34	(101,615)	(7,619)	(93,996)	Yes
331		Mains	2000	6/30/2000	22,585	60	2%	1,693	Eng Est	331	383	H-W	34	26,109	1,958	24,152	Yes
331		Mains	2000	6/30/2000	(5,517)	60	2%	(414)	Eng Est	331	383	H-W	34	(6,378)	(478)	(5,900)	Yes
331		Mains	2000	6/30/2000	9,932	60	2%	745	Eng Est	331	383	H-W	34	11,482	861	10,621	Yes
331		Mains	2000	6/30/2000	(12,133)	60	2%	(910)	Eng Est	331	383	H-W	34	(14,026)	(1,052)	(12,975)	Yes
331		Mains	2000	6/30/2000	45,624	60	2%	3,421	Eng Est	331	383	H-W	34	52,744	3,955	48,789	Yes
331		Mains	2000	8/30/2000	(32,073)	60	2%	(2,405)	Eng Est	331	383	H-W	34	(37,078)	(2,780)	(34,298)	Yes
331		Mains	1983	6/30/1983	(7,659)	80	2%	(2,746)	Eng Est	238	383	H-W	34	(12,325)	(4,419)	(7,906)	Yes
331		Mains	1981	6/30/1981	2,438	60	2%	955	Eng Est	219	383	H-W	34	4,264	1,671	2,593	Yes
331		Mains	1985	6/30/1985	1,400	60	2%	455	Eng Est	248	383	H-W	34	2,162	703	1,459	Yes
331		Mains	1985	6/30/1985	1,400	60	2%	455	Eng Est	248	383	H-W	34	2,162	703	1,459	Yes
331		Mains	1986	6/30/1986	1,086	60	2%	335	Eng Est	245	383	H-W	34	1,698	524	1,174	Yes
331		Mains	1986	6/30/1986	(9,120)	60	2%	(2,813)	Eng Est	245	383	H-W	34	(14,257)	(4,398)	(9,859)	Yes
331		Mains	1986	6/30/1986	2,394	60	2%	739	Eng Est	245	383	H-W	34	3,742	1,155	2,588	Yes
331		Mains	1986	6/30/1986	(44,371)	60	2%	(13,688)	Eng Est	245	383	H-W	34	(69,364)	(21,398)	(47,965)	Yes
331		Mains	1986	6/30/1986	2,884	60	2%	890	Eng Est	245	383	H-W	34	4,508	1,391	3,118	Yes
331		Mains	1986	6/30/1986	(79,205)	60	2%	(24,434)	Eng Est	245	383	H-W	34	(123,818)	(38,197)	(85,621)	Yes
331		Mains	1986	6/30/1986	4,140	60	2%	1,277	Eng Est	245	383	H-W	34	6,472	1,997	4,475	Yes
331		Mains	1986	6/30/1986	(45,667)	60	2%	(14,088)	Eng Est	245	383	H-W	34	(71,390)	(22,023)	(49,366)	Yes
331		Mains	1993	6/30/1993	769	60	2%	147	Eng Est	289	383	H-W	34	1,019	195	824	Yes
331		Mains	1982	6/30/1982	5,626	60	2%	2,111	Eng Est	231	383	H-W	34	9,328	3,500	5,828	Yes

Appendix A - Valuation of Aquasource's North Water System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate				Index Values				RCNLD Valuation			
							Basis:	Eng Est									
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
331		Mains	1984	6/30/1984	4,569	60	2%	1,562	Eng Est	241	383	H-W	34	7,261	2,482	4,779	Yes
331		Mains	1984	6/30/1984	(8,272)	60	2%	(2,828)	Eng Est	241	383	H-W	34	(13,146)	(4,494)	(8,652)	Yes
331		Mains	1981	6/30/1981	7,404	60	2%	2,901	Eng Est	219	383	H-W	34	12,949	5,074	7,874	Yes
331		Mains	1982	6/30/1982	6,492	80	2%	2,436	Eng Est	231	383	H-W	34	10,764	4,039	6,725	Yes
331		Mains	1982	6/30/1982	(5,278)	60	2%	(1,980)	Eng Est	231	383	H-W	34	(8,751)	(3,283)	(5,468)	Yes
331		Mains	1984	6/30/1984	(81)	60	2%	(28)	Eng Est	241	383	H-W	34	(129)	(44)	(85)	Yes
331		Mains	1984	6/30/1984	(12,344)	60	2%	(4,220)	Eng Est	241	383	H-W	34	(19,617)	(6,706)	(12,912)	Yes
331		Mains	1985	6/30/1985	1,539	60	2%	500	Eng Est	248	383	H-W	34	2,377	773	1,604	Yes
331		Mains	1985	6/30/1985	(5,880)	60	2%	(1,912)	Eng Est	248	383	H-W	34	(9,081)	(2,953)	(6,128)	Yes
331		Mains	1985	6/30/1985	22,425	60	2%	7,292	Eng Est	248	383	H-W	34	34,632	11,261	23,371	Yes
331		Mains	1985	6/30/1985	(19,346)	60	2%	(6,291)	Eng Est	248	383	H-W	34	(29,877)	(9,715)	(20,162)	Yes
331		Mains	1986	6/30/1986	9,934	60	2%	3,065	Eng Est	245	383	H-W	34	15,529	4,791	10,739	Yes
331		Mains	1986	6/30/1986	3,787	60	2%	1,168	Eng Est	245	383	H-W	34	5,920	1,826	4,094	Yes
331		Mains	1986	6/30/1986	(7,495)	60	2%	(2,312)	Eng Est	245	383	H-W	34	(11,717)	(3,615)	(8,102)	Yes
331		Mains	1986	6/30/1986	13,625	60	2%	4,203	Eng Est	245	383	H-W	34	21,299	6,571	14,729	Yes
331		Mains	1986	6/30/1986	27,947	60	2%	8,621	Eng Est	245	383	H-W	34	43,689	13,478	30,211	Yes
331		Mains	1987	6/30/1987	6,865	60	2%	2,003	Eng Est	253	383	H-W	34	10,392	3,033	7,360	Yes
331		Mains	1989	6/30/1989	2,741	60	2%	708	Eng Est	278	383	H-W	34	3,804	983	2,821	Yes
331		Mains	1991	6/30/1991	2,940	60	2%	862	Eng Est	283	383	H-W	34	3,979	896	3,083	Yes
331		Mains	1991	6/30/1991	3,674	60	2%	827	Eng Est	283	383	H-W	34	4,972	1,119	3,853	Yes
331		Mains	1992	6/30/1992	1,747	60	2%	364	Eng Est	281	383	H-W	34	2,381	496	1,885	Yes
331		Mains	1992	6/30/1992	4,132	60	2%	861	Eng Est	281	383	H-W	34	5,632	1,174	4,458	Yes
331		Mains	1992	6/30/1992	1,759	60	2%	367	Eng Est	281	383	H-W	34	2,397	500	1,898	Yes
331		Mains	1992	6/30/1992	1,304	60	2%	272	Eng Est	281	383	H-W	34	1,777	370	1,407	Yes
331		Mains	1992	6/30/1992	2,821	60	2%	588	Eng Est	281	383	H-W	34	3,845	801	3,044	Yes
331		Mains	1992	6/30/1992	2,005	60	2%	418	Eng Est	281	383	H-W	34	2,733	570	2,163	Yes
331		Mains	1993	6/30/1993	359	60	2%	69	Eng Est	289	383	H-W	34	476	91	385	Yes
331		Mains	1993	6/30/1993	6,967	60	2%	1,336	Eng Est	289	383	H-W	34	9,233	1,770	7,463	Yes
331		Mains	1993	6/30/1993	1,415	60	2%	271	Eng Est	289	383	H-W	34	1,875	360	1,516	Yes
331		Mains	1994	6/30/1994	1,185	60	2%	207	Eng Est	296	383	H-W	34	1,533	288	1,265	Yes
331		Mains	1994	6/30/1994	2,201	60	2%	385	Eng Est	298	383	H-W	34	2,848	499	2,349	Yes
331		Mains	1994	6/30/1994	11,871	60	2%	2,078	Eng Est	296	383	H-W	34	15,360	2,889	12,671	Yes
331		Mains	1995	6/30/1995	5,807	60	2%	920	Eng Est	305	383	H-W	34	7,292	1,155	8,137	Yes
331		Mains	1995	6/30/1995	8,997	60	2%	1,108	Eng Est	305	383	H-W	34	8,786	1,392	7,395	Yes
331		Mains	1995	6/30/1995	2,535	60	2%	402	Eng Est	305	383	H-W	34	3,183	504	2,679	Yes
331		Mains	1996	6/30/1996	5,354	60	2%	759	Eng Est	308	383	H-W	34	6,658	943	5,714	Yes
331		Mains	1984	6/30/1984	3,703	60	2%	1,266	Eng Est	241	383	H-W	34	5,885	2,012	3,873	Yes
331		Mains	1981	6/30/1981	23,966	60	2%	9,392	Eng Est	219	383	H-W	34	41,913	16,425	25,489	Yes
331		Mains	1981	6/30/1981	(29,349)	60	2%	(11,501)	Eng Est	219	383	H-W	34	(51,327)	(20,114)	(31,214)	Yes
331		Mains	1985	6/30/1985	12,539	60	2%	4,077	Eng Est	248	383	H-W	34	19,365	8,297	13,068	Yes
331		Mains	1985	6/30/1985	13,315	60	2%	4,330	Eng Est	248	383	H-W	34	20,563	6,686	13,877	Yes
331		Mains	1986	6/30/1986	(9,644)	60	2%	(2,975)	Eng Est	245	383	H-W	34	(15,076)	(4,651)	(10,425)	Yes
331		Mains	1986	6/30/1986	4,208	60	2%	1,298	Eng Est	245	383	H-W	34	6,578	2,029	4,549	Yes
331		Mains	1986	6/30/1986	41,977	60	2%	12,950	Eng Est	245	383	H-W	34	65,621	20,244	45,378	Yes
331		Mains	1986	6/30/1986	12,976	60	2%	4,003	Eng Est	245	383	H-W	34	20,285	6,258	14,027	Yes
331		Mains	1986	6/30/1986	13,580	60	2%	4,189	Eng Est	245	383	H-W	34	21,229	6,549	14,680	Yes
331		Mains	1987	6/30/1987	571	60	2%	167	Eng Est	253	383	H-W	34	864	252	612	Yes
331		Mains	1989	6/30/1989	15,481	60	2%	4,001	Eng Est	276	383	H-W	34	21,483	5,552	15,931	Yes
331		Mains	1991	6/30/1991	10,505	60	2%	2,365	Eng Est	283	383	H-W	34	14,217	3,200	11,017	Yes
331		Mains	1991	6/30/1991	15,453	60	2%	3,479	Eng Est	283	383	H-W	34	20,913	4,708	16,206	Yes
331		Mains	1992	6/30/1992	5,226	60	2%	1,089	Eng Est	281	383	H-W	34	7,123	1,484	5,639	Yes
331		Mains	1992	6/30/1992	10,093	60	2%	2,103	Eng Est	281	383	H-W	34	13,757	2,867	10,890	Yes
331		Mains	1992	6/30/1992	8,559	80	2%	1,784	Eng Est	281	383	H-W	34	11,666	2,431	9,235	Yes
331		Mains	1992	6/30/1992	3,580	60	2%	746	Eng Est	281	383	H-W	34	4,880	1,017	3,863	Yes
331		Mains	1992	6/30/1992	8,714	60	2%	1,816	Eng Est	281	383	H-W	34	11,877	2,475	9,402	Yes
331		Mains	1992	6/30/1992	10,081	60	2%	2,101	Eng Est	281	383	H-W	34	13,740	2,864	10,877	Yes
331		Mains	1992	6/30/1992	4,468	60	2%	931	Eng Est	281	383	H-W	34	6,087	1,269	4,819	Yes
331		Mains	1993	6/30/1993	18,807	60	2%	3,606	Eng Est	289	383	H-W	34	24,924	4,779	20,145	Yes
331		Mains	1993	6/30/1993	11,249	60	2%	2,157	Eng Est	289	383	H-W	34	14,908	2,858	12,049	Yes
331		Mains	1993	6/30/1993	18,346	60	2%	3,134	Eng Est	289	383	H-W	34	21,663	4,153	17,509	Yes
331		Mains	1994	6/30/1994	7,142	60	2%	1,250	Eng Est	296	383	H-W	34	9,241	1,618	7,623	Yes
331		Mains	1994	6/30/1994	11,566	60	2%	2,025	Eng Est	296	383	H-W	34	14,965	2,620	12,345	Yes
331		Mains	1994	6/30/1994	23,877	60	2%	4,180	Eng Est	296	383	H-W	34	30,895	5,409	25,486	Yes

Appendix A - Valuation of Aquasource's North Water System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate				Index Values				RCNLD Valuation			
						Basis: Eng Est											
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchasa Date Value	Replace Data Value	Inflation Indax Sourca	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
331		Mains	1994	6/30/1994	7,693	60	2%	1,347	Eng Est	296	383	H-W	34	9,954	1,743	8,211	Yes
331		Mains	1994	6/30/1994	6,169	60	2%	1,080	Eng Est	296	383	H-W	34	7,982	1,397	6,585	Yes
331		Mains	1994	6/30/1994	2,638	80	2%	462	Eng Est	296	383	H-W	34	3,413	598	2,816	Yes
331		Mains	1995	6/30/1995	848	60	2%	134	Eng Est	305	383	H-W	34	1,065	169	896	Yes
331		Mains	1995	6/30/1995	1,034	60	2%	164	Eng Est	305	383	H-W	34	1,298	206	1,093	Yes
331		Mains	1996	6/30/1996	6,636	60	2%	940	Eng Est	308	383	H-W	34	8,252	1,169	7,083	Yes
331		Mains	1996	6/30/1996	17,391	60	2%	2,464	Eng Est	308	383	H-W	34	21,828	3,064	18,562	Yes
331		Mains	1996	6/30/1996	2,927	60	2%	415	Eng Est	308	383	H-W	34	3,840	516	3,124	Yes
331		Mains	1980	6/30/1980	(60,000)	60	2%	(24,512)	Eng Est	202	383	H-W	34	(113,762)	(46,476)	(67,286)	Yes
331		Mains	1985	6/30/1985	3,543	60	2%	1,152	Eng Est	248	383	H-W	34	5,472	1,779	3,692	Yes
331		Mains	1985	6/30/1985	(14,539)	60	2%	(4,727)	Eng Est	248	383	H-W	34	(22,453)	(7,301)	(15,152)	Yes
331		Mains	1986	6/30/1986	66,263	60	2%	20,442	Eng Est	245	383	H-W	34	103,587	31,956	71,631	Yes
331		Mains	1987	6/30/1987	55,690	60	2%	16,252	Eng Est	253	383	H-W	34	84,305	24,603	59,703	Yes
331		Mains	1987	6/30/1987	1,452	60	2%	424	Eng Est	253	383	H-W	34	2,198	641	1,557	Yes
331		Mains	1979	6/30/1979	(48,104)	60	2%	(20,456)	Eng Est	185	383	H-W	34	(99,588)	(42,350)	(57,238)	Yes
331		Mains	1991	6/30/1991	5,880	60	2%	1,324	Eng Est	283	383	H-W	34	7,958	1,791	6,166	Yes
331		Mains	1992	6/30/1992	18,000	60	2%	3,751	Eng Est	281	383	H-W	34	24,534	5,113	19,421	Yes
331		Mains	1992	6/30/1992	4,614	60	2%	962	Eng Est	281	383	H-W	34	6,289	1,311	4,978	Yes
331		Mains	1992	6/30/1992	13,332	60	2%	2,778	Eng Est	281	383	H-W	34	18,171	3,787	14,384	Yes
331		Mains	1992	6/30/1992	35,584	60	2%	7,416	Eng Est	281	383	H-W	34	48,501	10,108	38,393	Yes
331		Mains	1992	6/30/1992	21,120	60	2%	4,401	Eng Est	281	383	H-W	34	28,786	5,999	22,787	Yes
331		Mains	1994	6/30/1994	(50,000)	60	2%	(8,753)	Eng Est	298	383	H-W	34	(64,696)	(11,326)	(53,370)	Yes
331		Mains	1994	6/30/1994	23,568	60	2%	4,126	Eng Est	296	383	H-W	34	30,495	5,339	25,156	Yes
331		Mains	1994	6/30/1994	40,756	60	2%	7,135	Eng Est	298	383	H-W	34	52,735	9,232	43,503	Yes
331		Mains	1994	6/30/1994	24,323	60	2%	4,258	Eng Est	296	383	H-W	34	31,472	5,510	25,962	Yes
331		Mains	1994	6/30/1994	23,743	60	2%	4,157	Eng Est	296	383	H-W	34	30,722	5,378	25,343	Yes
331		Mains	1995	6/30/1995	38,259	60	2%	8,060	Eng Est	305	383	H-W	34	48,043	7,610	40,433	Yes
331		Mains	1995	6/30/1995	45,800	60	2%	7,255	Eng Est	305	383	H-W	34	57,513	9,110	48,403	Yes
331		Mains	1995	6/30/1995	33,084	60	2%	5,241	Eng Est	305	383	H-W	34	41,545	6,581	34,964	Yas
331		Mains	1995	6/30/1995	6,629	60	2%	1,050	Eng Est	305	383	H-W	34	8,324	1,319	7,006	Yas
331		Mains	1996	6/30/1996	25,881	60	2%	3,667	Eng Est	308	383	H-W	34	32,183	4,560	27,623	Yes
331		Mains	1996	6/30/1996	15,574	60	2%	2,207	Eng Est	308	383	H-W	34	19,366	2,744	16,622	Yes
331		Mains	1996	6/30/1996	13,922	60	2%	1,973	Eng Est	308	383	H-W	34	17,312	2,453	14,859	Yes
331		Mains	1979	6/30/1979	229	60	2%	97	Eng Est	185	383	H-W	34	474	202	272	Yes
331		Mains	1985	6/30/1985	538	60	2%	175	Eng Est	248	383	H-W	34	831	270	581	Yes
331		Mains	1985	6/30/1985	(5,954)	80	2%	(1,936)	Eng Est	248	383	H-W	34	(9,195)	(2,990)	(6,205)	Yes
331		Mains	1978	6/30/1978	3,943	60	2%	1,742	Eng Est	173	383	H-W	34	8,729	3,858	4,872	Yes
331		Mains	1976	6/30/1976	1,675	60	2%	796	Eng Est	154	383	H-W	34	4,166	1,980	2,188	Yes
331		Mains	1979	6/30/1979	36,141	60	2%	15,369	Eng Est	185	383	H-W	34	74,822	31,818	43,004	Yes
331		Mains	1967	6/30/1967	17,025	60	2%	10,647	Eng Est	76	383	H-W	34	85,797	53,656	32,141	Yes
331		Mains	1978	6/30/1978	35,181	60	2%	15,547	Eng Est	173	383	H-W	34	77,886	34,419	43,467	Yes
331		Mains	1978	6/30/1978	(38,810)	80	2%	(17,151)	Eng Est	173	383	H-W	34	(85,920)	(37,970)	(47,951)	Yes
331		Mains	1978	6/30/1976	5,616	60	2%	2,669	Eng Est	154	383	H-W	34	13,967	6,638	7,329	Yes
331		Mains	1976	6/30/1976	(6,817)	60	2%	(3,240)	Eng Est	154	383	H-W	34	(16,954)	(8,057)	(8,897)	Yes
331		Mains	1981	6/30/1981	9,789	60	2%	3,836	Eng Est	219	383	H-W	34	17,120	6,709	10,411	Yes
331		Mains	1984	6/30/1984	5,262	60	2%	1,799	Eng Est	241	383	H-W	34	8,362	2,859	5,504	Yes
331		Mains	1984	6/30/1984	(16,086)	60	2%	(5,499)	Eng Est	241	383	H-W	34	(25,564)	(8,738)	(16,826)	Yes
331		Mains	1985	6/30/1985	12,869	60	2%	4,184	Eng Est	248	383	H-W	34	19,874	8,462	13,412	Yes
331		Mains	1985	6/30/1985	11,113	60	2%	3,614	Eng Est	248	383	H-W	34	17,162	5,581	11,582	Yes
331		Mains	1979	6/30/1979	4,130	80	2%	1,756	Eng Est	185	383	H-W	34	8,550	3,636	4,914	Yes
331		Mains	1979	6/30/1979	(39,467)	60	2%	(16,783)	Eng Est	185	383	H-W	34	(81,707)	(34,746)	(46,961)	Yes
331		Mains	1967	6/30/1967	2,389	60	2%	1,494	Eng Est	76	383	H-W	34	12,039	7,529	4,510	Yas
331		Mains	1967	6/30/1967	(18,715)	60	2%	(11,704)	Eng Est	76	383	H-W	34	(94,314)	(58,983)	(35,331)	Yes
331		Mains	1981	6/30/1981	(8,413)	60	2%	(3,297)	Eng Est	219	383	H-W	34	(14,713)	(5,766)	(8,947)	Yes
331		Mains	1981	6/30/1981	9,809	60	2%	3,844	Eng Est	219	383	H-W	34	17,155	6,722	10,432	Yes
331		Mains	1981	6/30/1981	(18,801)	60	2%	(7,368)	Eng Est	219	383	H-W	34	(32,880)	(12,885)	(19,995)	Yes
331		Mains	1984	6/30/1984	10,824	60	2%	3,700	Eng Est	241	383	H-W	34	17,202	5,880	11,322	Yes
331		Mains	1985	6/30/1985	10,881	60	2%	3,538	Eng Est	248	383	H-W	34	16,804	5,464	11,340	Yes
331		Mains	1979	6/30/1979	(65,245)	60	2%	(27,746)	Eng Est	185	383	H-W	34	(135,075)	(57,441)	(77,634)	Yes
331		Mains	2001	6/30/2001	14,002	60	2%	816	Eng Est	347	383	H-W	34	15,455	901	14,553	Yes
331		Mains	2001	6/30/2001	14,174	60	2%	826	Eng Est	347	383	H-W	34	15,645	912	14,732	Yes
331		Mains	2001	8/30/2001	55,569	80	2%	3,240	Eng Est	347	383	H-W	34	61,334	3,576	57,758	Yes
331		Mains	2001	6/30/2001	-	60	2%	-	Eng Est	347	383	H-W	34	-	-	-	Yes

Appendix A - Valuation of Aquasource's North Water System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate Basis: Eng Est				Index Values				RCNLD Valuation			
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
331		Mains	2001	6/30/2001	10,243	60	2%	597	Eng Est	347	383	H-W	34	11,306	659	10,646	Yes
331		Mains	2001	6/30/2001	107,785	60	2%	6,285	Eng Est	347	383	H-W	34	118,967	6,937	112,030	Yes
331		Mains	2001	6/30/2001	(40,009)	60	2%	(2,333)	Eng Est	347	383	H-W	34	(44,160)	(2,575)	(41,585)	Yes
331		Mains	2001	6/30/2001	52,249	60	2%	3,047	Eng Est	347	383	H-W	34	57,870	3,363	54,307	Yes
331		Mains	2001	6/30/2001	(49,982)	60	2%	(2,914)	Eng Est	347	383	H-W	34	(55,167)	(3,217)	(51,951)	Yes
331		Mains	2001	6/30/2001	18,380	60	2%	1,072	Eng Est	347	383	H-W	34	20,287	1,183	19,104	Yes
331		Mains	2001	6/30/2001	6,648	60	2%	388	Eng Est	347	383	H-W	34	7,338	428	8,910	Yes
331		Mains	2001	6/30/2001	105,979	60	2%	6,180	Eng Est	347	383	H-W	34	118,974	6,821	110,153	Yes
331		Mains	2001	6/30/2001	(20,796)	60	2%	(1,213)	Eng Est	347	383	H-W	34	(22,954)	(1,338)	(21,615)	Yes
331		Mains	2001	6/30/2001	21,770	60	2%	1,269	Eng Est	347	383	H-W	34	24,029	1,401	22,627	Yes
331		Mains	2001	6/30/2001	25,780	60	2%	1,503	Eng Est	347	383	H-W	34	28,456	1,659	26,795	Yes
331		Mains	2001	6/30/2001	(11,526)	60	2%	(672)	Eng Est	347	383	H-W	34	(12,722)	(742)	(11,980)	Yes
331		Mains	2001	6/30/2001	19,428	60	2%	1,133	Eng Est	347	383	H-W	34	21,444	1,250	20,193	Yes
331		Mains	2001	6/30/2001	21,525	60	2%	1,255	Eng Est	347	383	H-W	34	23,758	1,385	22,373	Yes
331		Mains	2001	6/30/2001	(59,295)	60	2%	(3,458)	Eng Est	347	383	H-W	34	(65,447)	(3,816)	(61,630)	Yes
331		Mains	2001	6/30/2001	12,370	60	2%	721	Eng Est	347	383	H-W	34	13,653	796	12,857	Yes
331		Mains	2001	6/30/2001	8,478	60	2%	494	Eng Est	347	383	H-W	34	9,358	546	8,812	Yes
331		Mains	2001	6/30/2001	49,896	60	2%	2,909	Eng Est	347	383	H-W	34	55,073	3,211	51,861	Yes
331		Mains	2001	6/30/2001	19,180	60	2%	1,118	Eng Est	347	383	H-W	34	21,170	1,234	19,935	Yes
331		Mains	2001	6/30/2001	(53,880)	60	2%	(3,142)	Eng Est	347	383	H-W	34	(59,470)	(3,468)	(58,002)	Yes
331		Mains	2001	6/30/2001	32,455	60	2%	1,892	Eng Est	347	383	H-W	34	35,822	2,089	33,733	Yes
331		Mains	2001	6/30/2001	46,462	60	2%	2,709	Eng Est	347	383	H-W	34	51,282	2,990	48,292	Yes
331		Mains	2001	6/30/2001	(9,631)	60	2%	(562)	Eng Est	347	383	H-W	34	(10,630)	(620)	(10,010)	Yes
331		Mains	2001	6/30/2001	19,145	60	2%	1,116	Eng Est	347	383	H-W	34	21,131	1,232	19,899	Yes
331		Mains	2001	6/30/2001	(112,989)	60	2%	(6,588)	Eng Est	347	383	H-W	34	(124,711)	(7,272)	(117,439)	Yes
331		Mains	2001	6/30/2001	52,506	60	2%	3,082	Eng Est	347	383	H-W	34	57,953	3,379	54,574	Yes
331		Mains	2001	6/30/2001	80,183	60	2%	4,676	Eng Est	347	383	H-W	34	88,502	5,161	83,341	Yes
331		Mains	2002	6/30/2002	12,783	60	2%	532	Eng Est	359	383	H-W	34	13,638	568	13,070	Yes
331		Mains	2002	6/30/2002	378	60	2%	16	Eng Est	359	383	H-W	34	403	17	386	Yes
331		Mains	2002	6/30/2002	12,863	60	2%	536	Eng Est	359	383	H-W	34	13,723	571	13,151	Yes
331		Mains	2002	6/30/2002	3,468	60	2%	144	Eng Est	359	383	H-W	34	3,700	154	3,546	Yes
331		Mains	2002	6/30/2002	43,314	60	2%	1,804	Eng Est	359	383	H-W	34	46,210	1,924	44,285	Yes
331		Mains	2002	6/30/2002	23,093	60	2%	962	Eng Est	359	383	H-W	34	24,637	1,026	23,611	Yes
331		Mains	2002	6/30/2002	25,661	60	2%	1,069	Eng Est	359	383	H-W	34	27,376	1,140	26,236	Yes
331		Mains	2002	6/30/2002	45,820	60	2%	1,908	Eng Est	359	383	H-W	34	48,883	2,036	46,847	Yes
331		Mains	2002	6/30/2002	65,305	60	2%	2,720	Eng Est	359	383	H-W	34	69,671	2,901	66,769	Yes
331		Mains	2002	6/30/2002	19,721	60	2%	821	Eng Est	359	383	H-W	34	21,039	876	20,163	Yes
331		Mains	2002	6/30/2002	4,830	60	2%	201	Eng Est	359	383	H-W	34	5,153	215	4,938	Yes
331		Mains	2002	6/30/2002	34,678	60	2%	1,444	Eng Est	359	383	H-W	34	36,996	1,541	35,456	Yes
331		Mains	2002	6/30/2002	14,862	60	2%	619	Eng Est	359	383	H-W	34	15,856	860	15,195	Yes
331		Mains	2002	6/30/2002	4,045	60	2%	168	Eng Est	359	383	H-W	34	4,315	180	4,136	Yes
331		Mains	2002	6/30/2002	9,404	60	2%	392	Eng Est	359	383	H-W	34	10,033	418	9,615	Yes
331		Mains	2002	6/30/2002	12,762	60	2%	531	Eng Est	359	383	H-W	34	13,615	587	13,048	Yes
331		Mains	2002	6/30/2002	(26)	60	2%	(1)	Eng Est	359	383	H-W	34	(28)	(1)	(27)	Yes
331		Mains	2003	6/30/2003	36,561	60	2%	913	Eng Est	378	383	H-W	34	37,045	925	36,119	Yes
331		Mains	2003	6/30/2003	44,115	60	2%	1,102	Eng Est	378	383	H-W	34	44,699	1,116	43,582	Yes
331		Mains	2003	6/30/2003	(11,334)	60	2%	(283)	Eng Est	378	383	H-W	34	(11,484)	(287)	(11,197)	Yes
331		Mains	2003	6/30/2003	7,448	60	2%	186	Eng Est	378	383	H-W	34	7,547	188	7,358	Yes
331		Mains	2003	6/30/2003	32,954	60	2%	823	Eng Est	378	383	H-W	34	33,390	834	32,556	Yes
331		Mains	2003	6/30/2003	32,954	60	2%	823	Eng Est	378	383	H-W	34	33,390	834	32,556	Yes
331		Mains	2003	8/30/2003	47,388	60	2%	1,184	Eng Est	378	383	H-W	34	48,015	1,199	46,816	Yes
331		Mains	2003	6/30/2003	108,754	60	2%	2,716	Eng Est	378	383	H-W	34	110,193	2,752	107,440	Yes
331		Mains	2003	6/30/2003	105,390	80	2%	2,632	Eng Est	378	383	H-W	34	106,784	2,667	104,117	Yes
331		Mains	2003	6/30/2003	7,693	60	2%	192	Eng Est	378	383	H-W	34	7,795	195	7,600	Yes
331		Mains	1981	6/30/1981	224,687	60	2%	88,049	Eng Est	219	383	H-W	34	392,946	153,984	238,961	Yes
331		Mains	1984	6/30/1984	746	60	2%	255	Eng Est	241	383	H-W	34	1,186	405	780	Yes
331		Mains	1984	6/30/1984	(6,820)	60	2%	(2,331)	Eng Est	241	383	H-W	34	(10,838)	(3,705)	(7,134)	Yes
331		Mains	1970	6/30/1970	13,919	60	2%	8,008	Eng Est	87	383	H-W	34	61,276	35,254	26,021	Yes
331		Mains	1970	6/30/1970	24,079	60	2%	13,854	Eng Est	87	383	H-W	34	106,003	60,988	45,015	Yes
331		Mains	1981	6/30/1981	9,395	60	2%	3,682	Eng Est	219	383	H-W	34	16,431	6,439	9,992	Yes
331		Mains	1984	6/30/1984	6,074	60	2%	2,076	Eng Est	241	383	H-W	34	9,653	3,300	6,353	Yes
331		Mains	1984	6/30/1984	(2,600)	60	2%	(889)	Eng Est	241	383	H-W	34	(4,132)	(1,412)	(2,720)	Yes
331		Mains	2000	6/30/2000	(34,352)	60	2%	(2,576)	Eng Est	331	383	H-W	34	(39,713)	(2,978)	(36,735)	Yes

Appendix A - Valuation of Aquasource's North Water System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate Basis: Eng Est				Index Values				RCNLD Valuation			
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
331		Mains	1979	6/30/1979	1,206	60	2%	513	Eng Est	185	383	H-W	34	2,497	1,062	1,435	Yes
331		Mains	1979	6/30/1979	21,700	60	2%	9,228	Eng Est	185	383	H-W	34	44,925	19,104	25,821	Yes
331		Mains	1979	6/30/1979	(17,382)	60	2%	(7,392)	Eng Est	185	383	H-W	34	(35,985)	(15,303)	(20,683)	Yes
331		Mains	1979	6/30/1979	14,326	60	2%	6,092	Eng Est	185	383	H-W	34	29,659	12,612	17,046	Yes
331		Mains	1966	6/30/1966	2,323	60	2%	1,491	Eng Est	75	383	H-W	34	11,863	7,617	4,246	Yes
331		Mains	1984	6/30/1984	(2,995)	60	2%	(1,024)	Eng Est	241	383	H-W	34	(4,760)	(1,627)	(3,133)	Yes
331		Mains	1989	6/30/1989	(500)	60	2%	(129)	Eng Est	276	383	H-W	34	(694)	(179)	(515)	Yes
331		Mains	1990	6/30/1990	3,416	60	2%	826	Eng Est	280	383	H-W	34	4,673	1,130	3,543	Yes
331		Mains	1990	6/30/1990	(455)	60	2%	(110)	Eng Est	280	383	H-W	34	(622)	(150)	(472)	Yes
331		Mains	1995	8/30/1995	1,873	60	2%	297	Eng Est	305	383	H-W	34	2,352	373	1,979	Yes
331		Mains	1979	6/30/1979	9,878	60	2%	4,201	Eng Est	185	383	H-W	34	20,450	8,696	11,754	Yes
331		Mains	1979	6/30/1979	(24,204)	60	2%	(10,293)	Eng Est	185	383	H-W	34	(50,109)	(21,309)	(28,800)	Yes
331		Mains	1966	6/30/1966	6,102	60	2%	3,918	Eng Est	75	383	H-W	34	31,161	20,007	11,154	Yes
331		Mains	1990	6/30/1990	12,019	60	2%	2,906	Eng Est	280	383	H-W	34	16,440	3,975	12,465	Yes
331		Mains	1995	6/30/1995	7,728	60	2%	1,224	Eng Est	305	383	H-W	34	9,704	1,537	8,167	Yes
331		Mains	1990	6/30/1990	41,432	60	2%	10,017	Eng Est	280	383	H-W	34	56,673	13,702	42,971	Yes
331		Mains	1995	6/30/1995	24,610	60	2%	3,898	Eng Est	305	383	H-W	34	30,904	4,895	26,009	Yes
331		Mains	1975	6/30/1975	718	60	2%	353	Eng Est	147	383	H-W	34	1,871	920	950	Yes
331		Mains	1975	6/30/1975	10,010	60	2%	4,925	Eng Est	147	383	H-W	34	26,080	12,831	13,250	Yes
331		Mains	1975	6/30/1975	(10,500)	60	2%	(5,166)	Eng Est	147	383	H-W	34	(27,357)	(13,459)	(13,898)	Yes
331		Mains	2001	6/30/2001	30,703	60	2%	1,790	Eng Est	347	383	H-W	34	33,888	1,976	31,912	Yes
331		Mains	2002	6/30/2002	6,443	60	2%	268	Eng Est	359	383	H-W	34	6,874	286	6,587	Yes
331		Mains	2003	6/30/2003	27,084	60	2%	676	Eng Est	378	383	H-W	34	27,442	685	26,757	Yes
331		Mains	2003	6/30/2003	30,518	60	2%	762	Eng Est	378	383	H-W	34	30,922	772	30,149	Yes
331		Mains	2004	6/30/2004	40,406	60	2%	334	Eng Est	383	383	H-W	34	40,406	334	40,072	Yes
331		Subtotal Transmission & Distribution Mains			6,412,462			1,207,132						9,901,212	2,790,134	7,111,078	Subtotal
333	Services																
333		Services Cedar Creek Township	1985	6/15/1985	670	40	3%	327	Eng Est	217	378	H-W	39	1,167	570	597	Yes
333		Taps Perry Township	1983	10/15/1983	670	40	3%	355	Eng Est	208	378	H-W	39	1,218	646	572	Yes
333		Dupont Village water services	1997	6/15/1997	4,740	40	3%	894	Eng Est	300	378	H-W	39	5,972	1,126	4,846	Yes
333		Dupont Village West	1999	12/15/1999	130	40	3%	16	Eng Est	321	378	H-W	39	153	19	134	Yes
333		Oak Glen III water taps	2000	4/15/2000	5,175	40	3%	609	Eng Est	324	378	H-W	39	6,047	712	5,335	Yes
333		Dupont Village West water taps	2000	8/15/2000	520	40	3%	57	Eng Est	333	378	H-W	39	590	65	526	Yes
333		Perry Lake Estates Sec V water taps	2000	9/15/2000	20,132	40	3%	2,158	Eng Est	333	378	H-W	39	22,853	2,450	20,403	Yes
333		Lecebreah Sec VII water taps	2000	9/15/2000	6,722	40	3%	721	Eng Est	333	378	H-W	39	7,830	818	6,812	Yes
333		Lacabreah water taps	2000	9/15/2000	686	40	3%	74	Eng Est	333	378	H-W	39	779	83	695	Yes
333		Lacrisla Villas water taps	2000	9/15/2000	14,635	40	3%	1,569	Eng Est	333	378	H-W	39	16,613	1,781	14,832	Yes
333		Taps	1981	12/15/1981	13,772	40	3%	7,937	Eng Est	187	378	H-W	39	27,838	16,043	11,795	Yes
333		Services	1981	6/30/1981	(13,092)	40	3%	(7,696)	Eng Est	187	378	H-W	39	(26,464)	(15,556)	(10,908)	Yes
333		Taps Lake River	1981	11/15/1981	(855)	40	3%	(494)	Eng Est	187	378	H-W	39	(1,728)	(1,000)	(729)	Yes
333		Services St Joe Township	1983	7/15/1983	705	40	3%	378	Eng Est	208	378	H-W	39	1,281	688	593	Yes
333		Services Clearwater	1982	12/15/1982	(1,675)	40	3%	(923)	Eng Est	202	378	H-W	39	(3,134)	(1,728)	(1,406)	Yes
333		Services Washington Township	1985	7/15/1985	335	40	3%	163	Eng Est	217	378	H-W	39	584	284	300	Yes
333		Dawson Creek 12 x 12 water tap	1999	8/15/1999	2,931	40	3%	394	Eng Est	321	378	H-W	39	3,451	464	2,987	Yes
333		The Villes at Dawsons Creek water taps	1999	9/15/1999	28,278	40	3%	3,740	Eng Est	321	378	H-W	39	33,299	4,404	28,895	Yes
333		Avalon at Northbrook main extension firehydrant	1999	11/15/1999	39,315	40	3%	5,036	Eng Est	321	378	H-W	39	46,296	5,930	40,366	Yes
333		Main line extension Avalon at Northbrook	2000	1/15/2000	12,376	40	3%	1,533	Eng Est	324	378	H-W	39	14,460	1,792	12,669	Yes
333		Dawsons Creek Townhouses water taps	2000	5/15/2000	5,750	40	3%	665	Eng Est	324	378	H-W	39	6,719	777	5,942	Yes
333		Services	2000	6/30/2000	895	40	3%	101	Eng Est	324	378	H-W	39	1,046	118	928	Yes
333		Services	2001	6/30/2001	27,410	40	3%	2,397	Eng Est	334	378	H-W	39	31,021	2,713	28,308	Yes
333		Services	2002	6/30/2002	6,325	40	3%	395	Eng Est	343	378	H-W	39	6,970	435	6,535	Yes
333		Services	2001	6/30/2001	21,803	40	3%	1,907	Eng Est	334	378	H-W	39	24,675	2,158	22,517	Yes
333		Services	2003	6/30/2003	1,848	40	3%	69	Eng Est	359	378	H-W	39	1,946	73	1,873	Yes
333		Subtotal Services			200,200			22,381						231,282	25,865	205,417	Subtotal
334	Meters and Meter Installations																
334		6" SRH Generator Meter Oak Creek	1988	4/15/1988	3,339	20	5%	2,790	Eng Est	256	428	H-W	41	5,582	4,665	917	Yes
334		Meters Perry Township	1983	7/15/1983	580	20	5%	522	Eng Est	229	428	H-W	41	1,083	975	108	Yes
334		Meters Perry Township	1983	8/30/1983	(550)	20	5%	(495)	Eng Est	229	428	H-W	41	(1,028)	(925)	(103)	Yes
334		Meters Perry Township	1983	9/15/1983	300	20	5%	270	Eng Est	229	428	H-W	41	561	505	56	Yes
334		Meters Perry Township	1983	9/15/1983	(275)	20	5%	(248)	Eng Est	229	428	H-W	41	(514)	(463)	(51)	Yes
334		Meters Perry Township	1985	5/15/1985	520	20	5%	468	Eng Est	240	428	H-W	41	927	835	93	Yes
334		Meters Perry Township	1985	6/30/1985	520	20	5%	468	Eng Est	240	428	H-W	41	927	835	93	Yes
334		Meters Perry Township	1985	6/15/1985	880	20	5%	792	Eng Est	240	428	H-W	41	1,569	1,412	157	Yes

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate Basis: Eng Est				Index Values				RCNLD Valuation			
NAFUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
334		Dupont Village meter installations	1997	6/15/1997	2,150	20	5%	811	Eng Est	347	428	H-W	41	2,652	1,000	1,852	Yes
334		Dupont Village West Phase I	1998	9/15/1998	840	20	5%	264	Eng Est	361	428	H-W	41	996	313	683	Yes
334		Dupont Village West	1998	11/15/1998	130	20	5%	40	Eng Est	361	428	H-W	41	154	47	107	Yes
334		Dupon Village Meters	1999	3/15/1999	580	20	5%	168	Eng Est	362	428	H-W	41	686	199	487	Yes
334		Meters	1982	6/16/1982	(1,588)	20	5%	(1,429)	Eng Est	212	428	H-W	41	(3,206)	(2,885)	(321)	Yes
334		Meters Lake River	1981	12/15/1981	8,048	20	5%	7,243	Eng Est	192	428	H-W	41	17,941	16,147	1,794	Yes
334		Meters	1981	6/30/1981	(1,950)	20	5%	(1,755)	Eng Est	192	428	H-W	41	(4,347)	(3,912)	(435)	Yes
334		Meters St Joe Township	1986	10/15/1986	130	20	5%	117	Eng Est	247	428	H-W	41	225	203	23	Yes
334		Meters Lake River W	1989	2/15/1989	332	20	5%	264	Eng Est	268	428	H-W	41	531	421	109	Yes
334		Dupont Village West	2000	3/15/2000	130	20	5%	31	Eng Est	371	428	H-W	41	150	36	114	Yes
334		Meter Washington Township	1981	11/15/1981	1,902	20	5%	1,711	Eng Est	192	428	H-W	41	4,239	3,815	424	Yes
334		Meters Clearwater	1981	9/15/1981	990	20	5%	891	Eng Est	192	428	H-W	41	2,207	1,986	221	Yes
334		Meters Clearwater	1981	8/15/1981	649	20	5%	584	Eng Est	192	428	H-W	41	1,448	1,303	145	Yes
334		Meters Clearwater	1981	6/30/1981	(825)	20	5%	(743)	Eng Est	192	428	H-W	41	(1,839)	(1,655)	(184)	Yes
334		Meters Clearwater	1981	7/15/1981	1,060	20	5%	954	Eng Est	192	428	H-W	41	2,363	2,127	236	Yes
334		Meters Clearwater	1981	6/30/1981	(690)	20	5%	(621)	Eng Est	192	428	H-W	41	(1,538)	(1,384)	(154)	Yes
334		Meters Clearwater	1982	10/15/1982	50	20	5%	45	Eng Est	212	428	H-W	41	101	91	10	Yes
334		Meters Washington Township	1983	4/15/1983	37	20	5%	33	Eng Est	229	428	H-W	41	69	62	7	Yes
334		Meters Washington Township	1983	6/30/1983	(12)	20	5%	(11	Eng Est	229	428	H-W	41	(22)	(20)	(2)	Yes
334		Meters Washington Township	1983	2/15/1983	65	20	5%	59	Eng Est	229	428	H-W	41	121	109	12	Yes
334		Meters Washington Township	1983	6/30/1983	(73)	20	5%	(66	Eng Est	229	428	H-W	41	(138)	(123)	(14)	Yes
334		Meters Washington Township	1984	6/15/1984	325	20	5%	293	Eng Est	235	428	H-W	41	592	533	59	Yes
334		**Subtotal Meters and Meter Installations**			17,694			13,452						32,494	26,251	6,243	Subtotal
335	**Hydrants**																
335		Pine Valley 10th Addition 3 hydrannts	1984	12/15/1984	3,300	50	2%	1,323	Eng Est	269	562	H-W	42	6,894	2,765	4,130	Yes
335		Lake point Villas I 3 hydrants	1985	1/15/1985	3,300	50	2%	1,318	Eng Est	282	562	H-W	42	6,577	2,626	3,951	Yes
335		5.5' bury fire hydrant Coldwate Road main	1987	8/15/1987	875	50	2%	304	Eng Est	304	562	H-W	42	1,618	562	1,055	Yes
335	St Joseph	7 fire hydrants North side of river	1980	6/15/1980	5,642	50	2%	2,770	Eng Est	207	562	H-W	42	15,317	7,522	7,795	Yes
335		Hydrant & installation at 10220 Tumbleweed	1993	4/15/1993	1,273	50	2%	298	Eng Est	361	562	H-W	42	1,981	464	1,517	Yes
335		Hydrant on 16" water line from Lave River WTP	1993	9/15/1993	2,739	50	2%	619	Eng Est	368	562	H-W	42	4,182	945	3,238	Yes
335	Washington	5 hydrants Dupont Road	1981	9/15/1981	4,318	50	2%	2,012	Eng Est	223	562	H-W	42	10,883	5,072	5,811	Yes
335		3 fire hydrants Fallen Timbers	1980	10/15/1980	1,176	50	2%	570	Eng Est	207	562	H-W	42	3,193	1,547	1,646	Yes
335		1 type V fire hydrant Fallen Timbers	1984	8/15/1984	1,500	50	2%	612	Eng Est	269	562	H-W	42	3,134	1,278	1,856	Yes
335		Hydrants	2000	6/30/2000	1,736	50	2%	156	Eng Est	502	562	H-W	42	1,943	175	1,769	Yes
335		Hydrants	2003	6/30/2003	7,547	50	2%	226	Eng Est	553	562	H-W	42	7,670	230	7,440	Yes
335		**Subtotal Hydrants**			33,405			10,206						63,392	23,184	40,208	Subtotal
340	**Office Furniture and Equipment**																
340	Washington	Credenza 2 paintings	1982	8/15/1982	239	15	7%	215	Eng Est	263	403	H-W	50	367	330	37	No
340		Foyer furniture 2 can chairs table light	1982	8/15/1982	447	15	7%	402	Eng Est	263	403	H-W	50	684	616	68	No
340		Misc office equipment	1982	8/15/1982	397	15	7%	357	Eng Est	263	403	H-W	50	608	547	61	No
340		Refrigerator	1982	8/15/1982	442	15	7%	398	Eng Est	263	403	H-W	50	677	610	68	No
340		Microwave	1982	8/15/1982	300	15	7%	270	Eng Est	263	403	H-W	50	460	414	46	No
340		Olympia typewriter	1981	9/15/1981	225	15	7%	203	Eng Est	246	403	H-W	50	369	332	37	No
340		Virco table 9 chairs secretary unit	1981	8/15/1981	1,995	15	7%	1,795	Eng Est	246	403	H-W	50	3,268	2,941	327	No
340		Victor calculator	1980	2/15/1980	229	15	7%	206	Eng Est	222	403	H-W	50	416	375	42	No
340		CRT terminal	1980	4/15/1980	1,272	15	7%	1,145	Eng Est	222	403	H-W	50	2,309	2,078	231	No
340		10 used disc packs	1980	3/15/1980	350	15	7%	315	Eng Est	222	403	H-W	50	635	572	64	No
340		Safe Diebold	1980	3/15/1980	440	15	7%	396	Eng Est	222	403	H-W	50	799	719	80	No
340		Hamilton 5 drawer system file	1972	9/15/1972	50	15	7%	45	Eng Est	95	403	H-W	50	212	191	21	No
340		Hamilton 5 drawer system file	1972	9/15/1972	50	15	7%	45	Eng Est	95	403	H-W	50	212	191	21	No
340		4 drawer file legal size	1972	9/15/1972	20	15	7%	18	Eng Est	95	403	H-W	50	85	76	8	No
340		4 drawer file legal size	1972	9/15/1972	20	15	7%	18	Eng Est	95	403	H-W	50	85	76	8	No
340		3 drawer files	1972	9/15/1972	150	15	7%	135	Eng Est	95	403	H-W	50	636	573	64	No
340		4 drawer file	1972	9/15/1972	120	15	7%	108	Eng Est	95	403	H-W	50	509	458	51	No
340		Secretarial desk with extension	1972	9/15/1972	175	15	7%	158	Eng Est	95	403	H-W	50	742	668	74	No
340		2 secretarial desks with extension	1972	9/15/1972	350	15	7%	315	Eng Est	95	403	H-W	50	1,485	1,336	148	No
340		4 secretarial chairs	1972	9/15/1972	60	15	7%	54	Eng Est	95	403	H-W	50	255	229	25	No
340		Posture back chair	1972	9/15/1972	45	15	7%	41	Eng Est	95	403	H-W	50	191	172	19	No
340		U-shaped desk set	1972	9/15/1972	250	15	7%	225	Eng Est	95	403	H-W	50	1,061	954	106	No
340		2 side chairs orange	1972	9/15/1972	70	15	7%	63	Eng Est	95	403	H-W	50	297	267	30	No
340		Wood credenza	1972	9/15/1972	175	15	7%	158	Eng Est	95	403	H-W	50	742	668	74	No
340		Walnut wastepaper basker	1972	9/15/1972	5	15	7%	5	Eng Est	95	403	H-W	50	21	19	2	No
340		2 drawer file legal	1972	9/15/1972	15	15	7%	14	Eng Est	95	403	H-W	50	64	57	6	No

Appendix A - Valuation of Aquasource's North Water System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate Basis: Eng Est				Index Values				RCNLD Valuation			
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
340		2 drawer file	1972	9/15/1972	10	15	7%	9	Eng Est	95	403	H-W	50	42	38	4	No
340		Insulatd four drawer file	1972	9/15/1972	45	15	7%	41	Eng Est	95	403	H-W	50	191	172	19	No
340		2 drawer file legal	1972	9/15/1972	10	15	7%	9	Eng Est	95	403	H-W	50	42	38	4	No
340		Krueger table 30" x 72"	1972	9/15/1972	58	15	7%	52	Eng Est	95	403	H-W	50	245	220	24	No
340		Poleroid camera	1972	1/15/1972	164	15	7%	147	Eng Est	95	403	H-W	50	695	626	70	No
340		2 oil paintings	1982	10/15/1982	134	15	7%	121	Eng Est	263	403	H-W	50	205	185	21	No
340		2 walnut side chairs	1984	6/15/1984	410	15	7%	369	Eng Est	270	403	H-W	50	611	550	61	No
340		Walnut side chairs	1984	8/15/1984	410	15	7%	369	Eng Est	270	403	H-W	50	611	550	61	No
340		Vicotr calculator	1985	7/15/1985	188	15	7%	170	Eng Est	278	403	H-W	50	275	248	28	No
340		Swintec typewriter	1985	8/15/1985	503	15	7%	453	Eng Est	276	403	H-W	50	734	661	73	No
340		4 drawer file	1985	8/15/1985	205	15	7%	184	Eng Est	276	403	H-W	50	299	269	30	No
340		IBM typewriter	1985	9/15/1985	928	15	7%	836	Eng Est	276	403	H-W	50	1,356	1,220	136	No
340		2 Swintec typewriters	1985	9/15/1985	1,008	15	7%	905	Eng Est	276	403	H-W	50	1,469	1,322	147	No
340		**Missing Page 56**															
340		600VA output back-up system	1992	5/15/1992	727	15	7%	612	Eng Est	324	403	H-W	50	905	762	143	No
340		Alton 366 computer	1992	6/15/1992	4,961	15	7%	4,149	Eng Est	324	403	H-W	50	6,171	5,161	1,010	No
340		Styline executive desk, 4 chairs etc	1992	7/15/1992	6,225	15	7%	5,172	Eng Est	328	403	H-W	50	7,648	6,355	1,294	No
340		Wyse 60 terminal	1992	8/15/1992	1,356	15	7%	1,119	Eng Est	328	403	H-W	50	1,667	1,375	291	No
340		Sharp copier	1993	2/15/1993	8,094	15	7%	6,408	Eng Est	345	403	H-W	50	9,455	7,485	1,970	No
340		Wyse 60 terminal	1993	3/15/1993	851	15	7%	512	Eng Est	345	403	H-W	50	761	598	162	No
340		Printout storage center	1993	3/15/1993	294	15	7%	231	Eng Est	345	403	H-W	50	343	270	73	No
340		Wyse 80 terminal	1993	3/15/1993	598	15	7%	470	Eng Est	345	403	H-W	50	698	549	149	No
340		Office furniture Cook Road office	1993	5/15/1993	1,214	15	7%	941	Eng Est	345	403	H-W	50	1,418	1,099	318	No
340		Mackenzie Dynevox phone system	1993	5/15/1993	630	15	7%	488	Eng Est	345	403	H-W	50	736	571	165	No
340		Emerson air conditioner	1993	7/15/1993	461	15	7%	352	Eng Est	347	403	H-W	50	535	409	126	No
340		Computerized mapping system	1993	9/15/1993	8,564	15	7%	6,447	Eng Est	347	403	H-W	50	9,946	7,488	2,458	No
340		Oak secreterial desk	1994	1/15/1994	310	15	7%	227	Eng Est	349	403	H-W	50	358	262	97	No
340		Xerox copier for engineering office	1994	2/15/1994	5,022	15	7%	3,641	Eng Est	349	403	H-W	50	5,799	4,204	1,595	No
340		CI/100 printer	1994	5/15/1994	9,066	15	7%	6,425	Eng Est	349	403	H-W	50	10,468	7,419	3,050	No
340		PFE variable speed burster	1994	6/15/1994	6,036	15	7%	4,244	Eng Est	349	403	H-W	50	6,970	4,900	2,070	No
340		Install new 80 plus gas furnace	1994	12/15/1994	6,690	15	7%	4,479	Eng Est	350	403	H-W	50	7,703	5,158	2,545	No
340		CADD workstation	1995	2/15/1995	8,098	15	7%	5,331	Eng Est	355	403	H-W	50	9,193	6,052	3,142	No
340		Cannon ink jet printer	1995	2/15/1995	356	15	7%	234	Eng Est	355	403	H-W	50	404	266	138	No
340		F-action desk, hutch, workstation	1995	3/15/1995	935	15	7%	610	Eng Est	355	403	H-W	50	1,061	693	368	No
340		IBM typewriter 7 BMC calculator	1995	3/15/1995	635	15	7%	415	Eng Est	355	403	H-W	50	721	471	250	No
340		Sharp facsimile	1995	4/15/1995	3,021	15	7%	1,956	Eng Est	355	403	H-W	50	3,429	2,220	1,209	No
340		Sharp copier for Cook Road office	1995	4/15/1995	524	15	7%	339	Eng Est	355	403	H-W	50	595	385	210	No
340		Hasler mail opener for Cook Road office	1995	8/15/1995	1,628	15	7%	1,018	Eng Est	359	403	H-W	50	1,827	1,142	685	No
340		Carinon color bubble jet printer	1995	10/15/1995	364	15	7%	224	Eng Est	359	403	H-W	50	409	251	158	No
340		3001 solid state interrogaor etc.	1996	2/15/1996	18,139	15	7%	10,731	Eng Est	360	403	H-W	50	20,305	12,013	8,293	No
340		Desk and chairs Cook Road office	1995	12/15/1995	502	15	7%	333	Eng Est	359	403	H-W	50	563	340	224	No
340		Chrome stacker chairs	1996	1/15/1996	384	15	7%	229	Eng Est	360	403	H-W	50	429	256	173	No
340		**Estimate of Asset Value from Missing Pages 5**	1986	6/25/1986	57,519	15	7%	51,757	Eng Est	278	403	H-W	50	83,382	75,044	8,338	No
340		HP laserjet printer	1997	12/15/1997	7,216	15	7%	3,387	Eng Est	373	403	H-W	50	7,798	3,659	4,136	No
340		RCA camcorder Cook Roed shop	1997	11/15/1997	577	15	7%	274	Eng Est	373	403	H-W	50	624	296	328	No
340		2 scanner wands	1998	1/15/1998	598	15	7%	277	Eng Est	377	403	H-W	50	639	296	343	No
340		External modem, mouse, color printer, vidoe carc	1998	7/15/1998	925	15	7%	389	Eng Est	381	403	H-W	50	979	422	557	No
340		Feeder station for automailer	1998	4/15/1998	3,035	15	7%	1,357	Eng Est	377	403	H-W	50	3,244	1,451	1,793	No
340		PFE automailer	1998	6/15/1998	16,590	15	7%	7,236	Eng Est	377	403	H-W	50	17,734	7,735	9,999	No
340		Conduit from office to shop Cook Road	1999	8/15/1999	2,448	15	7%	877	Eng Est	386	403	H-W	50	2,556	916	1,640	No
340		Sharp laser fax Cook Road office	1999	8/15/1999	1,470	15	7%	527	Eng Est	386	403	H-W	50	1,535	550	985	No
340		EZ call the collector 2 line system	1999	11/15/1999	2,609	15	7%	891	Eng Est	386	403	H-W	50	2,724	930	1,794	No
340		HP color printer	2000	9/15/2000	2,874	15	7%	821	Eng Est	390	403	H-W	50	2,969	849	2,121	No
340		Office Furniture end Equipment	2000	6/30/2000	8,082	15	7%	2,424	Eng Est	388	403	H-W	50	8,405	2,521	5,884	No
340		Office Furniture and Equipment	2000	6/30/2000	1,470	15	7%	441	Eng Est	388	403	H-W	50	1,529	459	1,070	No
340		Office Furniture and Equipment	2000	6/30/2000	1,811	15	7%	543	Eng Est	388	403	H-W	50	1,883	565	1,319	No
340		Office Furniture and Equipment	2001	6/30/2001	4,515	15	7%	1,053	Eng Est	390	403	H-W	50	4,666	1,088	3,577	No
340		Office Furniture and Equipment	2001	6/30/2001	4,570	15	7%	1,066	Eng Est	390	403	H-W	50	4,722	1,101	3,621	No
340		Office Furniture end Equipment	2001	6/30/2001	5,761	15	7%	1,344	Eng Est	390	403	H-W	50	5,953	1,388	4,565	No
340		Office Furniture and Equipment	2003	8/30/2003	2,309	15	7%	231	Eng Est	398	403	H-W	50	2,338	234	2,104	No
340		**Subtotal Office Furniture and Equipment**			231,824			145,886						288,161	199,225	88,936	Subtotal
341	**Transportation Equipment**																
341		6 ton treiler	1975	4/15/1975	1,850	7	14%	1,665	Eng Est	135	403	H-W	50	5,523	4,970	552	No

001444

Appendix A - Valuation of Aquasource's North Water System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate				Index Values				RCNLD Valuation			
						Basis: Eng Est											
NAFUC Acct #	GL Desc	Asset Name	Yaar	Purchasa Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Sourca	Purchasa Data Valua	Replace Date Valua	Inflation Index Source	Sourca Line #	Replacement Cost Naw	Indexad Accumul. Depracial.	Replacement Cost New Less Depreciation	Includa Asset In Valuation?
341		Office fumitura shop engineering office	1992	10/15/1992	529	7	14%	476	Eng Est	328	403	H-W	60	650	585	85	No
341		Nomanco trailer	1994	3/15/1994	545	7	14%	490	Eng Est	349	403	H-W	50	629	566	63	No
341		1998 Chevy 98-4904 truck	1998	6/15/1998	17,814	7	14%	15,853	Eng Est	377	403	H-W	50	18,829	16,946	1,883	No
341		Port-a-star storage trailer Cook Road	2000	5/15/2000	2,310	7	14%	1,526	Eng Est	388	403	H-W	50	2,402	1,587	815	No
341		New Dipperstick for 580 backhoe	2000	5/15/2000	7,709	7	14%	5,093	Eng Est	388	403	H-W	50	8,018	5,297	2,721	No
341		**Subtotal Transportation Equipment**			30,657			25,104						36,051	29,962	6,099	Subtotal
343	**Tools, Shop, and Garage Equipment**																
343	Washington	2 ceiling fans	1982	1/15/1982	193	15	6%	174	Eng Est	263	403	H-W	50	296	266	30	Yas
343		Helillux locator	1981	9/15/1981	575	15	8%	518	Eng Est	246	403	H-W	50	942	848	94	No
343		Ganarator	1979	8/15/1979	540	15	6%	486	Eng Est	195	403	H-W	50	1,116	1,004	112	No
343		Tapping machine	1979	9/15/1979	2,000	15	6%	1,800	Eng Est	195	403	H-W	50	4,133	3,720	413	No
343		Air compressor trailer	1979	9/15/1979	2,000	15	6%	1,800	Eng Est	195	403	H-W	50	4,133	3,720	413	No
343		Homelite generator	1978	12/15/1978	530	15	6%	477	Eng Est	170	403	H-W	50	1,257	1,131	126	No
343		Whacker	1978	5/15/1978	812	15	6%	731	Eng Est	170	403	H-W	50	1,926	1,733	193	No
343		Spaca heater	1978	1/15/1978	443	15	6%	399	Eng Est	170	403	H-W	50	1,050	945	105	No
343		2 Gorman Rupp pumps with hoses	1978	3/15/1978	1,569	15	6%	1,412	Eng Est	170	403	H-W	50	3,720	3,348	372	No
343		Mower	1982	7/15/1982	738	15	6%	664	Eng Est	263	403	H-W	50	1,131	1,017	113	Yes
343		Homalita pump and hosa	1976	7/15/1976	795	15	6%	715	Eng Est	152	403	H-W	50	2,107	1,897	211	No
343		Meter test bench	1974	9/15/1974	2,392	15	6%	2,153	Eng Est	117	403	H-W	50	8,239	7,415	824	No
343		Homelita chain saw	1973	8/15/1973	120	15	6%	108	Eng Est	100	403	H-W	50	484	436	48	No
343		Rigid pipe threader with power drive	1971	5/15/1971	450	15	6%	405	Eng Est	93	403	H-W	50	1,950	1,755	195	No
343		Mueller tapping machine	1971	5/15/1971	200	15	6%	180	Eng Est	93	403	H-W	50	867	780	87	No
343		used grader box	1971	5/15/1971	200	16	6%	180	Eng Est	93	403	H-W	50	867	780	87	No
343		12" shell cutter	1984	6/15/1984	1,626	16	6%	1,464	Eng Est	270	403	H-W	50	2,427	2,185	243	No
343		Helillux locator	1985	6/15/1985	683	16	6%	614	Eng Est	275	403	H-W	50	1,000	900	100	No
343		MC-66 Earth Mola boring machine	1985	9/15/1985	3,119	16	6%	2,807	Eng Est	278	403	H-W	50	4,555	4,099	455	No
343		Boring machine	1985	11/15/1985	5,032	16	6%	4,529	Eng Est	276	403	H-W	50	7,347	6,612	735	No
343		Gasoline pump Cook Road	1986	2/15/1986	599	16	6%	539	Eng Est	278	403	H-W	50	868	781	87	No
343		3.5 HP mowar with grass catcher	1986	6/15/1986	474	16	6%	427	Eng Est	278	403	H-W	50	688	619	69	No
343		Milwaukae hand grinder	1986	8/15/1986	182	16	6%	164	Eng Est	278	403	H-W	50	264	237	26	No
343		Sawzall with case	1987	1/15/1987	229	16	6%	206	Eng Est	283	403	H-W	50	326	293	33	No
343		Pro-Mac chain saw	1987	5/15/1987	410	16	6%	369	Eng Est	283	403	H-W	50	584	525	58	No
343		Partner 12" saw	1987	8/15/1987	805	16	6%	725	Eng Est	286	403	H-W	50	1,135	1,021	113	No
343		120 Weadeater	1987	7/15/1987	132	16	6%	118	Eng Est	286	403	H-W	50	185	167	19	No
343		Toro Mower	1988	8/15/1988	304	16	6%	274	Eng Est	293	403	H-W	50	419	377	42	Yes
343		Truck cep	1988	7/15/1988	299	16	6%	269	Eng Est	293	403	H-W	50	411	370	41	No
343		24' fiberglass extension ladder	1988	8/15/1988	231	16	6%	208	Eng Est	293	403	H-W	50	318	286	32	No
343		Air compressor with 12 hp motor	1988	12/15/1988	194	16	6%	175	Eng Est	293	403	H-W	50	267	240	27	No
343		2 hp Speedaire compressor	1989	2/15/1989	478	16	6%	430	Eng Est	302	403	H-W	50	638	574	64	No
343		Rally riding lawnmower	1989	4/15/1989	945	16	6%	850	Eng Est	302	403	H-W	50	1,261	1,135	126	Yes
343		Rally riding lawnmower	1989	4/15/1989	945	16	6%	850	Eng Est	302	403	H-W	50	1,261	1,135	126	Yes
343		Hobart gasoline driven welder	1989	6/15/1989	4,651	16	6%	4,186	Eng Est	302	403	H-W	50	6,207	5,586	621	No
343		Toro mower	1990	6/15/1990	315	16	6%	283	Eng Est	314	403	H-W	50	404	364	40	Yes
343		2,000 gallon skid gasoline tnk	1991	1/15/1991	12,573	16	6%	10,971	Eng Est	324	403	H-W	50	15,639	13,646	1,992	No
343		Pollard locator	1991	3/15/1991	933	16	6%	804	Eng Est	324	403	H-W	50	1,160	1,001	160	No
343		Tapping machine	1991	4/15/1991	1,628	16	6%	1,395	Eng Est	324	403	H-W	50	2,024	1,735	289	No
343		Grinnel unit heata	1992	2/15/1992	1,418	16	6%	1,141	Eng Est	324	403	H-W	50	1,763	1,419	344	No
343		Used air compressor	1992	8/15/1992	5,249	16	6%	4,061	Eng Est	328	403	H-W	50	6,449	4,989	1,460	No
343		Schonstedt magnatic locator	1993	6/15/1993	723	16	6%	522	Eng Est	345	403	H-W	50	845	610	235	No
343		Chlorination pump for chlorinating new distributio	1993	8/15/1993	1,139	16	6%	810	Eng Est	347	403	H-W	50	1,323	941	382	No
343		200 gallon HDPE tank	1993	7/15/1993	485	16	6%	347	Eng Est	347	403	H-W	50	563	403	160	No
343		Speedaire air compressor	1993	9/15/1993	423	16	6%	298	Eng Est	347	403	H-W	50	491	347	144	No
343		Simplicity riding lawn mower	1994	3/15/1994	1,499	16	8%	1,012	Eng Est	349	403	H-W	50	1,731	1,168	583	No
343		Fual management syste at Cook Road	1994	9/15/1994	1,639	16	6%	1,054	Eng Est	350	403	H-W	50	1,887	1,214	673	No
343		Tapping machine	1994	9/15/1994	1,822	16	6%	1,172	Eng Est	350	403	H-W	50	2,098	1,349	748	No
343		Concrate saw	1994	9/15/1994	5,253	16	6%	3,379	Eng Est	350	403	H-W	50	6,049	3,891	2,157	No
343		Schonstedt magnatic locator	1995	9/15/1995	730	16	5%	424	Eng Est	359	403	H-W	50	819	476	343	No
343		White riding lawnmower for Washington WTP	1996	2/15/1996	1,200	16	6%	566	Eng Est	360	403	H-W	50	1,343	745	598	Yes
343		Gorman Rupp pump	1996	10/15/1996	844	16	8%	433	Eng Est	366	403	H-W	50	929	477	452	No
343		Steel diesel fuel tank for Cook Road	1997	1/15/1997	1,631	16	6%	311	Eng Est	368	403	H-W	50	1,787	888	898	No
343		Schonstedt magnetic locator for Cook Road	1997	10/15/1997	717	16	5%	323	Eng Est	373	403	H-W	50	774	349	425	No
343		Partner Activa II sew	1998	3/15/1998	1,174	16	6%	498	Eng Est	377	403	H-W	50	1,254	533	722	No
343		Toro snowblower	1999	1/15/1999	600	16	6%	223	Eng Est	381	403	H-W	50	635	236	398	No

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Existing Information						Annual Depreciat. Rate Basis: Eng Est				Index Values				RCNLD Valuation			
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset In Valuation?
343		FL6 gasoline card reader system	1999	2/15/1999	1,457	16	6%	535	Eng Est	381	403	H-W	50	1,542	566	976	No
343		Kundel 6 x 8 job box and spreaders	1999	11/15/1999	1,021	16	6%	327	Eng Est	386	403	H-W	50	1,066	341	724	No
343		Kundel 6 x 8 job box and spreaders	2000	1/15/2000	1,420	16	6%	440	Eng Est	388	403	H-W	50	1,476	457	1,019	No
343		Safety equipment Cook Road	2000	6/15/2000	5,333	18	6%	1,513	Eng Est	388	403	H-W	50	5,546	1,574	3,972	Yes
343	**Subtotal Tools, Shops & Garage Equipment**				86,119			64,850						123,975	97,659	26,316	Subtotal
345	**Power Operated Equipment**																
345	Washington	24" bucket for backhoe	1979	3/15/1979	490	12	8%	441	Eng Est	197	403	H-W	50	1,002	902	100	No
345		430 grading tractor	1979	9/15/1979	1,600	12	8%	1,440	Eng Est	195	403	H-W	50	3,307	2,976	331	No
345		Trailer mounted gasoline powered generator	1970	5/15/1970	2,132	12	8%	1,919	Eng Est	88	403	H-W	50	9,764	8,787	976	No
345		Vermeer ditcher with backhoe blade and trenche	1974	4/15/1974	10,335	12	8%	9,302	Eng Est	117	403	H-W	50	35,598	32,039	3,560	No
345		3 foot buck for 580 backhoe	1983	9/15/1983	200	12	8%	180	Eng Est	269	403	H-W	50	300	270	30	No
345		Case excavator	1987	4/15/1987	20,100	12	8%	18,090	Eng Est	283	403	H-W	50	28,623	25,761	2,862	No
345		Thor boring machine	1988	6/15/1988	3,463	12	8%	3,117	Eng Est	290	403	H-W	50	4,813	4,331	481	No
345		12" backhoe bucket	1988	6/15/1988	645	12	8%	581	Eng Est	290	403	H-W	50	897	807	90	No
345		24" bucket for 880 excavator	1991	1/15/1991	1,901	12	8%	1,711	Eng Est	324	403	H-W	50	2,364	2,128	236	No
345		Case crawler/dozer	1994	9/15/1994	3,990	12	8%	3,422	Eng Est	350	403	H-W	50	4,594	3,941	653	No
345		Case wheel/loader	1994	9/15/1994	5,450	12	8%	4,675	Eng Est	350	403	H-W	50	6,275	5,383	893	No
345		Pneumatic boring machine	1996	5/15/1996	1,921	12	8%	1,381	Eng Est	360	403	H-W	50	2,151	1,546	604	No
345		DS-5 tap machine Cook Road shop	1997	7/15/1997	2,227	12	8%	1,385	Eng Est	373	403	H-W	50	2,406	1,496	910	No
345		Rebuild CC-25 tap machine	1997	8/15/1997	6,011	12	8%	3,695	Eng Est	373	403	H-W	50	6,495	3,992	2,503	No
345		HD 36" bucket for 880B excavator	1998	2/15/1998	3,606	12	8%	2,065	Eng Est	377	403	H-W	50	3,854	2,207	1,647	No
345		Case 580SL loader/backhoe	1998	6/15/1998	30,536	12	8%	16,648	Eng Est	377	403	H-W	50	32,642	17,797	14,845	No
345		Boring machine	1998	12/15/1998	3,342	12	8%	1,683	Eng Est	381	403	H-W	50	3,535	1,780	1,756	No
345		Power Operated Equipment	2000	6/30/2000	45,143	12	8%	16,923	Eng Est	388	403	H-W	50	46,949	17,600	29,348	No
345	**Subtotal Power Operated Equipment**				143,093			88,656						195,568	133,741	61,827	Subtotal
346	**Communication Equipment**																
346	Perry	Dupont Road WTP new alarm system	1999	2/15/1999	963	10	10%	566	Eng Est	381	403	H-W	50	1,019	598	421	Yes
346		Dupont Road WTP new alarms, equipment, and I	1999	12/15/1999	2,048	10	10%	1,032	Eng Est	386	403	H-W	50	2,138	1,078	1,060	Yes
346		Dupont Road Booster Station new alarms, equipr	1999	12/15/1999	2,048	10	10%	1,032	Eng Est	386	403	H-W	50	2,138	1,078	1,060	Yes
346	St Joseph	New 2 fail alarm unit	1994	12/15/1994	976	10	10%	878	Eng Est	350	403	H-W	50	1,124	1,011	112	Yes
346		Lake River WTP new alarm system	1999	2/15/1999	2,667	10	10%	1,566	Eng Est	381	403	H-W	50	2,821	1,656	1,165	Yes
346		Lake River WTP new alarm, equipment and Insta	1999	12/15/1999	2,048	10	10%	1,032	Eng Est	386	403	H-W	50	2,138	1,078	1,060	Yes
346	Washington	2-way radio	1979	8/15/1979	750	10	10%	675	Eng Est	195	403	H-W	50	1,550	1,395	155	Yes
346		Warning system	1978	3/15/1978	3,184	10	10%	2,866	Eng Est	170	403	H-W	50	7,548	6,793	755	Yes
346		4 2-way radios	1976	12/15/1976	3,309	10	10%	2,978	Eng Est	152	403	H-W	50	8,774	7,897	877	Yes
346		Repeater	1983	12/15/1983	3,570	10	10%	3,213	Eng Est	269	403	H-W	50	5,348	4,814	535	Yes
346		Repeater	1984	1/15/1984	720	10	10%	648	Eng Est	270	403	H-W	50	1,074	967	107	Yes
346		2 Motorola hand held radios	1984	8/15/1984	1,448	10	10%	1,303	Eng Est	270	403	H-W	50	2,162	1,946	216	No
346		Motorola radios	1984	11/15/1984	1,448	10	10%	1,303	Eng Est	270	403	H-W	50	2,162	1,946	216	Yes
346		Radio, charger	1985	3/15/1985	1,231	10	10%	1,108	Eng Est	275	403	H-W	50	1,804	1,623	180	No
346		GE 4 watt radio	1985	4/15/1985	811	10	10%	730	Eng Est	275	403	H-W	50	1,189	1,070	119	No
346		GE portable 4 watt radio	1985	6/15/1985	796	10	10%	716	Eng Est	275	403	H-W	50	1,167	1,050	117	No
346		Relay logic for radio alarm link	1985	8/15/1985	302	10	10%	272	Eng Est	276	403	H-W	50	441	397	44	Yes
346		Johnson 4 watt hand held radio	1985	11/15/1985	882	10	10%	794	Eng Est	276	403	H-W	50	1,288	1,159	129	No
346		Motorola HT-90 radio	1986	2/15/1986	729	10	10%	656	Eng Est	278	403	H-W	50	1,056	951	106	Yes
346		Motorola hand held radio	1986	6/15/1986	727	10	10%	654	Eng Est	278	403	H-W	50	1,053	948	105	No
346		Maxon portable radio	1988	2/15/1988	607	10	10%	546	Eng Est	290	403	H-W	50	843	759	84	No
346		Phone line from Cook Road office to shop	1988	2/15/1988	923	10	10%	831	Eng Est	290	403	H-W	50	1,282	1,154	128	No
346		Additional 2 phones	1988	4/15/1988	467	10	10%	420	Eng Est	290	403	H-W	50	648	583	65	No
346		Cellular phone	1988	9/15/1988	727	10	10%	655	Eng Est	293	403	H-W	50	1,000	900	100	No
346		Maxon hand held radio	1989	2/15/1989	610	10	10%	549	Eng Est	302	403	H-W	50	815	733	81	No
346		UHF radio units	1989	12/15/1989	13,912	10	10%	12,521	Eng Est	309	403	H-W	50	18,144	16,330	1,814	Yes
346		Motorola hand held radio	1991	1/15/1991	504	10	10%	454	Eng Est	324	403	H-W	50	627	564	63	No
346		P-100 Motorola hand held radio	1991	3/15/1991	512	10	10%	460	Eng Est	324	403	H-W	50	636	573	64	No
346		Radio controls for Lake River WTP and Washing	1991	3/15/1991	9,430	10	10%	8,487	Eng Est	324	403	H-W	50	11,729	10,556	1,173	Yes
346		P-100 Motorola hand held radio	1991	6/15/1991	452	10	10%	406	Eng Est	324	403	H-W	50	562	505	56	No
346		P-100 Motorola portable radio	1991	10/15/1991	559	10	10%	503	Eng Est	328	403	H-W	50	687	618	69	No
346		GE UHF mobile radio	1991	11/15/1991	716	10	10%	644	Eng Est	328	403	H-W	50	880	792	88	No
346		P-100 Motorola portable radio	1991	11/15/1991	562	10	10%	506	Eng Est	328	403	H-W	50	691	622	69	No
346		Nokia cellular phone	1992	5/15/1992	261	10	10%	235	Eng Est	324	403	H-W	50	325	293	33	No
346		Nokia cellular phone	1992	5/15/1992	261	10	10%	235	Eng Est	324	403	H-W	50	325	293	33	No
346		P-100 Motorola hand held radio	1993	5/15/1993	512	10	10%	461	Eng Est	345	403	H-W	50	599	539	60	No
346		1 additional phone and installation charge for Coc	1994	1/15/1994	413	10	10%	372	Eng Est	349	403	H-W	50	477	430	48	Yes

Appendix A - Valuation of Aquasource's North Water System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate Basis: Eng Est				Index Values				RCNLD Valuation			
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset In Valuation?
346		P-110 Motorola hand held radio	1997	6/15/1997	557	10	10%	420	Eng Est	368	403	H-W	50	809	480	150	No
346		GE UFH scan radio	1997	11/15/1997	872	10	10%	479	Eng Est	373	403	H-W	50	728	517	209	Yes
348		P1225 portable UHF radio	1998	1/15/1998	530	10	10%	369	Eng Est	377	403	H-W	50	587	394	172	Yes
346		Dupont water tower new alarm, equipment, and Ir	1999	12/15/1999	2,048	10	10%	1,032	Eng Est	388	403	H-W	50	2,138	1,078	1,080	Yes
346		Washington WTP and Cook Road tower new alar	1999	12/15/1999	8,241	10	10%	4,154	Eng Est	388	403	H-W	50	8,804	4,337	4,267	Yes
346		Communication Equipment	2000	6/30/2000	2,425	10	10%	1,097	Eng Est	388	403	H-W	50	2,522	1,135	1,387	Yes
346		Mobax communications alarm telemetry system	2000	6/15/2000	4,587	10	10%	2,082	Eng Est	388	403	H-W	50	4,771	2,166	2,605	Yes
348		Lucent voice mail system	2000	6/15/2000	4,396	10	10%	1,996	Eng Est	388	403	H-W	50	4,572	2,076	2,497	No
346		Communication Equipment	2000	6/30/2000	975	10	10%	439	Eng Est	388	403	H-W	50	1,014	456	558	Yes
346		Communication Equipment	2004	6/30/2004	3,349	10	10%	166	Eng Est	403	403	H-W	50	3,349	166	3,183	Yes
346	**Subtotal Communication Equipment**				89,865			64,537						117,136	88,481	28,654	Subtotal
347	**Miscellaneous Equipment**																
347	St Joseph	Scott Air Pac Lake River WTP	1993	10/15/1993	1,955	10	10%	1,760	Eng Est	347	403	H-W	50	2,271	2,043	227	Yes
347	Washington	Security alarm system Cook Road office	1993	11/15/1993	975	10	10%	878	Eng Est	347	403	H-W	50	1,132	1,019	113	Yes
347		Security alarm system Cook Road shop	1993	11/15/1993	1,008	10	10%	907	Eng Est	347	403	H-W	50	1,171	1,054	117	Yes
347		Mars Mun I utility service analyzer for testing met	1995	3/15/1995	1,484	20	5%	723	Eng Est	355	403	H-W	50	1,685	825	860	Yes
347		Liquid leak detector for water plants	1995	4/15/1995	1,890	10	10%	1,701	Eng Est	355	403	H-W	50	2,146	1,931	215	Yes
347		2 touchreader II Cook Road	1998	7/15/1998	796	10	10%	514	Eng Est	381	403	H-W	50	842	544	298	Yes
347	**Subtotal Miscellaneous Equipment**				8,109			6,487						9,246	7,417	1,830	Subtotal

	Original Cost	Accum Depreciation	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation
North Water System Value (As of Valuation Date - w/out exclusions)	$ 13,991,577	$ 3,776,637	$ 22,196,900	$ 7,920,395	$ 14,276,504
Asset Exclusions	500,141	340,949	655,857	473,223	182,635
Adjusted Value	$ 13,491,436	$ 3,435,688	$ 21,541,042	$ 7,447,173	$ 14,093,870

Assets In Service After Valuation Date

NARUC Acct #	Asset Name	Year	Purchase Date	Original Cost	Include Asset In Valuation?
304	Struct and Improv - General	2005	6/30/2005	1,662	Yes
304	Struct and Improv - General	2005	6/30/2005	2,375	Yes
304	Struct and Improv - General	2005	6/30/2005	215	Yes
304	Struct and Improv - General	2005	6/30/2005	3,687	Yes
304	Struct and Improv - Source	2006	6/30/2006	44,847	Yes
304	Struct and Improv-Treat	2006	6/30/2006	16,125	Yes
304	Struct and Improv-General	2006	6/30/2006	7,659	Yes
304	Struct and Improv-General	2006	6/30/2006	5,863	Yes
304	Struct and Improv-General	2006	6/30/2006	15,230	Yes
304	Struct and Improv-Treat	2006	6/30/2006	2,938	Yes
304	Struct and Improv-Treat	2006	6/30/2006	3,886	Yes
310	Power Generation Equipment	2006	6/30/2006	66,905	Yes
310	Power Generation Equipment	2006	6/30/2006	4,992	Yes
310	Power Generation Equipment	2006	6/30/2006	34,099	Yes
311	Pumping Equip - Source	2006	6/30/2006	24,669	Yes
320	Water Treatment Equipment	2005	6/30/2005	3,262	Yes
320	Water Treatment Equipment	2005	6/30/2005	5,755	Yes
320	Water Treatment Equipment	2005	6/30/2005	119	Yes
320	Water Treatment Equipment	2005	6/30/2005	4,133	Yes
320	Water Treatment Equipment	2005	6/30/2005	906	Yes
320	Water Treatment Equipment	2007	6/30/2007	273,968	Yes
331	Mains	2005	6/30/2005	69,477	Yes
331	Mains	2005	6/30/2005	(49,229)	Yes
331	Mains	2005	6/30/2005	26,746	Yes
331	Mains	2005	6/30/2005	17,730	Yes
331	Mains	2005	6/30/2005	5,434	Yes
331	Mains	2005	6/30/2005	566	Yes
331	Mains	2005	6/30/2005	44,986	Yes
331	Mains	2005	6/30/2005	4,901	Yes
331	Mains	2005	6/30/2005	6,648	Yes
331	Mains	2005	8/30/2005	10,300	Yes
331	Mains	2005	8/30/2005	382	Yes
331	Mains	2005	6/30/2005	50	Yes
331	Mains	2005	6/30/2005	(83,551)	Yes

Appendix A - Valuation of Aquasource's North Water System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate Basis: Eng Est				Index Values				RCNLD Valuation			
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
331		Mains	2005	6/30/2005	144,794												Yes
331		Mains	2006	6/30/2006	3,053												Yes
331		Mains	2006	6/30/2006	223,332												Yes
331		Mains	2006	6/30/2006	5,199												Yes
331		Mains	2006	6/30/2006	44,923												Yes
331		Mains	2006	6/30/2006	(28,847)												Yes
331		Mains	2006	6/30/2006	4,067												Yes
331		Mains	2006	6/30/2006	1,805												Yes
331		Mains	2006	6/30/2006	72,689												Yes
331		Mains	2006	6/30/2006	116,622												Yes
331		Mains	2006	6/30/2006	390,515												Yes
331		Mains	2006	6/30/2006	(80,620)												Yes
331		Mains	2006	6/30/2006	7,777												Yes
331		Mains	2006	6/30/2008	483												Yes
331		Mains	2006	6/30/2006	13,909												Yes
331		Mains	2006	6/30/2006	423												Yes
331		Mains	2006	6/30/2006	558												Yes
331		Mains	2008	6/30/2006	17,161												Yes
331		Mains	2006	6/30/2006	6,268												Yes
331		Mains	2006	6/30/2006	24,041												Yes
331		Mains	2006	6/30/2006	79,000												Yes
331		Mains	2006	6/30/2006	(51,441)												Yes
331		Mains	2006	6/30/2006	13,604												Yes
331		Mains	2006	6/30/2006	(3,200)												Yes
331		Mains	2007	6/30/2007	71,113												Yas
331		Mains	2007	6/30/2007	374,322												Yes
333		Services	2005	6/30/2005	586												Yes
334		Meters and Installations	2005	6/30/2005	20,080												Yas
334		Meters and Installations	2005	6/30/2005	8,841												Yes
334		Meters and Installations	2006	6/30/2006	8,856												Yes
334		Meters and Installations	2006	6/30/2006	1,251												Yes
334		Meters and Installations	2006	6/30/2006	1,841												Yes
334		Meters and Installations	2007	6/30/2007	841												Yes
335		Hydrants	2006	6/30/2006	80,880												Yes
335		Hydrants	2006	6/30/2006	80,620												Yes
335		Hydrants	2007	6/30/2007	10,947												Yes
341		Transportation Equipment	2006	6/30/2006	7,635												No
341		Transportation Equipmant	2006	6/30/2006	7,635												No
343		Tools, Shop and Garage Equipmant	2006	6/30/2006	2,231												No
343		Tools, Shop and Garage Equipmant	2006	6/30/2006	65,311												No
343		Tools, Shop and Garaga Equipment	2006	6/30/2006	14,247												No
343		Tools, Shop and Garage Equipment	2006	6/30/2006	22,872												No
343		Tools, Shop and Garage Equipment	2006	6/30/2006	3,763												No
347		Miscellanaous Equipmant	2005	6/30/2005	3,298												Yes
347		Miscellaneous Equipmant	2006	6/30/2006	23,173												Yes

Original Cost of North Water System Assets Added After Valuation Date	$ 2,393,993
Asset Exclusiona	123,694
Adjusted Value	$ 2,270,299

RCNLD Value of Water Assets Placed In Service as of the Valuation Date	$ 14,093,870
Original Cost of Water Assets Placed in Service After the Valuation Date	2,270,299
Total Value of North Water System	$ 16,364,169

Appendix A - Valuation of Aquasource's North Wastewater System

Valuation Date 12/28/2004 **Residual** 10%

Existing Information						Annual Depreciat. Rate				Index Values				RCNLD Valuation			
							Basis:	Eng Est									
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
352	**Franchises**																
352	St Joseph	Intangibles Lake River	1966	9/15/1966	5,314	NA	0%	-	Eng Est	1	1	H-W	100	5,314	-	5,314	Yes
352	Washington	Intangible plant sewerage organization	1963	12/15/1963	360	NA	0%	-	Eng Est	1	1	H-W	100	360	-	360	Yes
352		Intangible plant- sewerage franchises and consents	1965	3/15/1965	1,913	NA	0%	-	Eng Est	1	1	H-W	100	1,913	-	1,913	Yes
352		Intangible plant- sewerage franchises and consents	1965	3/15/1965	514	NA	0%	-	Eng Est	1	1	H-W	100	514	-	514	Yes
352		**Subtotal Franchises**			8,101			-						8,101	-	8,101	Subtotal
353	**Land and Land Rights**																
353	St Joseph	Lake River land improvements	1964	9/15/1964	1,950	NA	0%	-	Eng Est	38	268	BRCC	51	13,753	-	13,753	Yes
353	Washington	Land and land rights Cook Road	1965	3/15/1965	450	NA	0%	-	Eng Est	39	268	BRCC	51	3,092	-	3,092	Yes
353		**Subtotal Land and Land Rights**			2,400			-						16,845	-	16,845	Subtotal
360	**Collection Sewers - Force**																
360	St Joseph	Force mains Lake River - Redwood	1966	9/15/1966	6,766	50	2%	5,184	Eng Est	75	383	H-W	34	34,552	26,475	8,077	Yes
360		**Subtotal Collection Sewers - Force**			6,766			5,184						34,552	26,475	8,077	Subtotal
361	**Collection Sewers - Gravity**																
361	Perry	Property services Pine Valley Contract	1966	9/15/1966	7,618	50	2%	5,837	Eng Est	75	383	H-W	34	38,903	29,809	9,094	Yes
361		Main and accessories	1966	7/15/1966	189,166	50	2%	145.590	Eng Est	75	383	H-W	34	966,008	743,482	222,526	Yes
361		Sewer lines Pine Valley Sec 7	1984	10/15/1984	10,431	50	2%	4.217	Eng Est	241	383	H-W	34	16,576	6,702	9,874	Yes
361		Lake Pointe Villas, Sec II	1985	10/15/1985	58,980	50	2%	22.668	Eng Est	248	383	H-W	34	91,086	35,007	56,079	Yes
361		60" manhole installation Pine Valley	1980	11/15/1980	7,047	50	2%	3 401	Eng Est	202	383	H-W	34	13,361	6,449	6,912	Yes
361		Pine Valley Country Club 16th Addition sewer lines 6 manhole	1992	10/15/1992	14,598	50	2%	3 565	Eng Est	285	383	H-W	34	19,618	4,791	14,827	Yes
361		Replace 12" sanitary sewer line in Pine Valley	1994	9/15/1994	12,440	50	2%	2 561	Eng Est	302	383	H-W	34	15,776	3,248	12,529	Yes
361		Pine Valley XVII and commercial center sewer lines	1994	10/15/1994	20,471	50	2%	4 180	Eng Est	302	383	H-W	34	25,961	5,302	20,659	Yes
361		Replacement of sanitary sewer lines in Pine Valley on Westw	1997	2/15/1997	48,842	50	2%	7,689	Eng Est	314	383	H-W	34	59,575	9.379	50,196	Yes
361		Replacement of sanitary sewer lines in Pine Valley on Clarion	1997	3/15/1997	14,595	50	2%	2.275	Eng Est	314	383	H-W	34	17,802	2,775	15,027	Yes
361		Replacement of sanitary sewer lines in Pine Valley	1997	9/15/1997	14,958	50	2%	2,181	Eng Est	319	383	H-W	34	17,959	2,619	15,341	Yes
361		Sanitary sewer offsite main to city intereceptor Lake River 4 n	1980	9/15/1980	24,019	50	2%	11.674	Eng Est	202	383	H-W	34	45,541	22,134	23,407	Yes
361		Relocation of existing sanitary sewer on Tumbleweed	1981	7/15/1981	42,732	50	2%	20.060	Eng Est	219	383	H-W	34	74,733	35,081	39,651	Yes
361		Extension of sewer line Dupont Road	1983	11/15/1983	1,582	50	2%	669	Eng Est	238	383	H-W	34	2,545	1,076	1,469	Yes
361		Cottonwood Lake Sec IV sewer lines 5 manholes	1992	9/15/1992	16,684	40	3%	5,127	Eng Est	285	383	H-W	34	22,421	6,891	15,530	Yes
361		Cottonwood Lakes Sec III sewer lines	1993	9/15/1993	29,892	50	2%	6,751	Eng Est	295	383	H-W	34	38,809	8,765	30,043	Yes
361		Lake River Estates Sec IV sewer lines	1995	6/15/1995	10,526	50	2%	2,009	Eng Est	305	383	H-W	34	13,217	2,523	10,694	Yes
361		Cottonwood Lake Sec V sewer	1997	9/15/1997	23,771	50	2%	3,466	Eng Est	319	383	H-W	34	28,540	4,161	24,379	Yes
361		Redwood mobile home park/Cottonwood Lakes interconnect	2000	1/15/2000	1,996	50	2%	198	Eng Est	331.3	383	H-W	34	2,307	229	2,079	Yes
361		Cottonwood Lake Sec VI	2000	3/15/2000	126,680	50	2%	12,140	Eng Est	331.3	383	H-W	34	146,449	14,035	132,414	Yes
361		Graham Wayside Addition Graham Drive	1966	2/15/1966	7,348	50	2%	5,716	Eng Est	75	383	H-W	34	37,524	29,188	8,335	Yes
361		Graham Wayside Addition Wayside Drive	1966	2/15/1966	4,895	50	2%	3,808	Eng Est	75	383	H-W	34	24,997	19,444	5,553	Yes
361		Hanauer trunk 9 manholes	1965	3/15/1965	20,364	40	3%	18,328	Eng Est	74	383	H-W	34	105,397	94,858	10,540	Yes
361		Hanauer trunk Section 2	1966	2/15/1966	29,748	50	2%	23,140	Eng Est	75	383	H-W	34	151,913	118,168	33,746	Yes
361		Hanauer trunk Section 3 and 4	1966	2/15/1966	32,748	50	2%	25,473	Eng Est	75	383	H-W	34	167,233	130,084	37,149	Yes
361		Klug addition Klug Drive 5 manholes	1965	3/15/1965	10,148	50	2%	8,081	Eng Est	74	383	H-W	34	52,523	41,825	10,697	Yes
361		Klug addition Klug Drive and Lima Lane	1966	12/15/1966	9,191	50	2%	6,997	Eng Est	75	383	H-W	34	46,935	35,730	11,205	Yes
361		Smith addition August Drive	1966	2/15/1966	10,780	50	2%	8,385	Eng Est	75	383	H-W	34	55,050	42,821	12,229	Yes
361		Line to Cook Road shop and office	1982	8/15/1982	2,424	50	2%	1,085	Eng Est	231	383	H-W	34	4,018	1,799	2,219	Yes
361		Lima Valley Sec IV	1989	10/15/1989	50,201	50	2%	15,275	Eng Est	280	383	H-W	34	68,668	20,894	47,774	Yes
361		8" sanitary sewer extension from Coyote Court east	1995	12/15/1995	9,282	50	2%	1,679	Eng Est	302	383	H-W	34	11,771	2,129	9,642	Yes
361		Lois Lane	1970	9/15/1970	310	50	2%	213	Eng Est	87	383	H-W	34	1,363	936	428	Yes
361		Laterals	1966	9/15/1966	1,640	40	3%	1,476	Eng Est	75	383	H-W	34	8,375	7,537	837	Yes
361		Collection Sewers - Gravity	1985	6/30/1985	(43,992)	50	2%	(17,165)	Eng Est	248	383	H-W	34	(67,939)	(26,509)	(41,430)	Yes
361		Collection Sewers - Gravity	1985	6/30/1985	46,688	50	2%	18,217	Eng Est	248	383	H-W	34	72,103	28,134	43,969	Yes
361		Collection Sewers - Gravity	1985	6/30/1985	7,544	50	2%	2,944	Eng Est	248	383	H-W	34	11,651	4,546	7,105	Yes
361		Collection Sewers - Gravity	1985	6/30/1985	(27,500)	50	2%	(10,730)	Eng Est	248	383	H-W	34	(42,470)	(16,571)	(25,898)	Yes
361		Collection Sewers - Gravity	1976	6/30/1976	1,971	50	2%	1,124	Eng Est	154	383	H-W	34	4,902	2,796	2,106	Yes
361		Collection Sewers - Gravity	1976	6/30/1976	686	50	2%	391	Eng Est	154	383	H-W	34	1,706	973	733	Yes
361		Collection Sewers - Gravity	1976	6/30/1976	(2,657)	50	2%	(1,515)	Eng Est	154	383	H-W	34	(6,608)	(3,769)	(2,839)	Yes
361		Collection Sewers - Gravity	1982	6/30/1982	17,809	50	2%	8,018	Eng Est	231	383	H-W	34	29,527	13,295	16,233	Yes
361		Collection Sewers - Gravity	1982	6/30/1982	4,801	50	2%	2,162	Eng Est	231	383	H-W	34	7,960	3,584	4,376	Yes
361		Collection Sewers - Gravity	1982	6/30/1982	(22,610)	50	2%	(10,180)	Eng Est	231	383	H-W	34	(37,488)	(16,879)	(20,609)	Yes
361		Collection Sewers - Gravity	1984	6/30/1984	58,149	50	2%	23,852	Eng Est	241	383	H-W	34	92,411	37,906	54,505	Yes
361		Collection Sewers - Gravity	1984	6/30/1984	7,544	50	2%	3,094	Eng Est	241	383	H-W	34	11,989	4,918	7,071	Yes
361		Collection Sewers - Gravity	1984	6/30/1984	(31,965)	50	2%	(13,112)	Eng Est	241	383	H-W	34	(50,799)	(20,837)	(29,962)	Yes
361		Collection Sewers - Gravity	1966	6/30/1966	(22,466)	50	2%	(17,309)	Eng Est	75	383	H-W	34	(114,726)	(88,393)	(26,334)	Yes

Appendix A - Valuation of Aquasource's North Wastewater System

Valuation Date 12/28/2004 Residual 10%

Existing Information						Annual Depreciat. Rate				Index Values				RCNLD Valuation			
						Basis:		Eng Est									
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
361		Collection Sewers - Gravity	2002	6/30/2002	25,919	50	2%	1,295	Eng Est	359	383	H-W	34	27,652	1,382	26,270	Yes
361		Collection Sewers - Gravity	1966	6/30/1966	2,388	50	2%	1,840	Eng Est	75	383	H-W	34	12,195	9,396	2,799	Yes
361		Collection Sewers - Gravity	1981	6/30/1981	3,158	50	2%	1,485	Eng Est	219	383	H-W	34	5,523	2,597	2,926	Yes
361		Collection Sewers - Gravity	1981	6/30/1981	(25,426)	50	2%	(11,956)	Eng Est	219	383	H-W	34	(44,466)	(20,910)	(23,556)	Yes
361		Collection Sewers - Gravity	1981	6/30/1981	17,227	50	2%	8,101	Eng Est	219	383	H-W	34	30,128	14,167	15,960	Yes
361		Collection Sewers - Gravity	1981	6/30/1981	5,041	50	2%	2,371	Eng Est	219	383	H-W	34	8,816	4,146	4,670	Yes
361		Collection Sewers - Gravity	1966	6/30/1966	7,762	50	2%	5,980	Eng Est	75	383	H-W	34	39,638	30,540	9,098	Yes
361		Collection Sewers - Gravity	1983	6/30/1983	9,238	50	2%	3,975	Eng Est	238	383	H-W	34	14,866	6,396	8,470	Yes
361		Collection Sewers - Gravity	1983	6/30/1983	(1,532)	50	2%	(659)	Eng Est	238	383	H-W	34	(2,465)	(1,061)	(1,405)	Yes
361		Collection Sewers - Gravity	2000	6/30/2000	(71,908)	50	2%	(6,470)	Eng Est	331.3	383	H-W	34	(83,129)	(7,479)	(75,650)	Yes
361		Collection Sewers - Gravity	1983	6/30/1983	21,400	50	2%	9,207	Eng Est	238	383	H-W	34	34,438	14,817	19,621	Yes
361		Collection Sewers - Gravity	1983	6/30/1983	(30,638)	50	2%	(13,182)	Eng Est	238	383	H-W	34	(49,304)	(21,213)	(28,091)	Yes
361		Collection Sewers - Gravity	1971	6/30/1971	2,999	50	2%	2,011	Eng Est	95	383	H-W	34	12,091	8,106	3,985	Yes
361		Collection Sewers - Gravity	1966	6/30/1966	(1,776)	50	2%	(1,368)	Eng Est	75	383	H-W	34	(9,069)	(6,988)	(2,082)	Yes
361		Collection Sewers - Gravity	1980	6/30/1980	2,137	50	2%	1,048	Eng Est	202	383	H-W	34	4,052	1,986	2,065	Yes
361		Collection Sewers - Gravity	1980	6/30/1980	1,372	50	2%	673	Eng Est	202	383	H-W	34	2,601	1,275	1,326	Yes
361		Collection Sewers - Gravity	1980	6/30/1980	(3,509)	50	2%	(1,720)	Eng Est	202	383	H-W	34	(6,653)	(3,262)	(3,391)	Yes
361		Collection Sewers - Gravity	1965	6/30/1965	7,018	50	2%	5,547	Eng Est	74	383	H-W	34	36,323	28,712	7,611	Yes
361		Collection Sewers - Gravity	1994	6/30/1994	24,914	50	2%	5,234	Eng Est	296	383	H-W	34	32,237	6,772	25,464	Yes
361		Collection Sewers - Gravity	1971	6/30/1971	2,484	50	2%	1,665	Eng Est	95	383	H-W	34	10,014	6,714	3,301	Yes
361		Collection Sewers - Gravity	1971	6/30/1971	(5,483)	50	2%	(3,676)	Eng Est	95	383	H-W	34	(22,105)	(14,820)	(7,286)	Yes
361		Collection Sewers - Gravity	1994	6/30/1994	2,336	50	2%	491	Eng Est	296	383	H-W	34	3,023	635	2,388	Yes
361		Collection Sewers - Gravity	1965	6/30/1965	(10,447)	50	2%	(8,258)	Eng Est	74	383	H-W	34	(54,070)	(42,741)	(11,330)	Yes
361		Collection Sewers - Gravity	1965	6/30/1965	3,429	50	2%	2,711	Eng Est	74	383	H-W	34	17,747	14,029	3,719	Yes
361		Collection Sewers - Gravity	1986	6/30/1986	26,533	50	2%	9,822	Eng Est	245	383	H-W	34	41,478	15,355	26,123	Yes
361		Collection Sewers - Gravity	1989	6/30/1989	(1,754)	50	2%	(544)	Eng Est	276	383	H-W	34	(2,434)	(755)	(1,679)	Yes
361		Collection Sewers - Gravity	1986	6/30/1986	7,780	50	2%	2,880	Eng Est	245	383	H-W	34	12,162	4,502	7,660	Yes
361		Collection Sewers - Gravity	1986	6/30/1986	(34,312)	50	2%	(12,702)	Eng Est	245	383	H-W	34	(53,639)	(19,857)	(33,782)	Yes
361		**Subtotal Collection Sewers - Gravity**			846,455			381,505						2,322,820	1,445,507	877,313	Subtotal
363	**Services to Customers**																
363	St Joseph	Lake River Estates	1965	3/15/1965	2,000	40	3%	1,800	Eng Est	58	378	H-W	39	13,034	11,731	1,303	Yes
363		**Subtotal Services to Customers**			2,000			1,800						13,034	11,731	1,303	Subtotal
364	**Flow Measuring Devices**																
364	Perry	Flowmeter Pine Valley	1984	11/15/1984	6,243	5	20%	5,619	Eng Est	148	207	H-W	40	8,732	7,859	873	Yes
364		Sigma flowmeter	1998	2/15/1998	6,300	5	20%	5,670	Eng Est	197	207	H-W	40	6,620	5,958	662	Yes
364	St Joseph	Sewage metering devices Lake River	1981	9/15/1981	2,230	5	20%	2,007	Eng Est	127	207	H-W	40	3,635	3,271	363	Yes
364		11 1/2' subsize flume for Lake River meter station	1982	10/15/1982	4,109	38	3%	2,403	Eng Est	128	207	H-W	40	6,645	3,886	2,760	Yes
364		EIT flowmeter Lake River	1991	9/15/1991	3,200	5	20%	2,880	Eng Est	164	207	H-W	40	4,039	3,635	404	Yes
364		Sigma flowmeter	1997	8/15/1997	4,560	5	20%	4,104	Eng Est	197	207	H-W	40	4,791	4,312	479	Yes
364		**Subtotal Flow Measuring Devices**			28,642			22,682						34,462	28,921	5,541	Subtotal
370	**Receiving Wells**																
370	St Joseph	Structures	1966	12/15/1966	1,644	30	3%	1,480	Eng Est	650	3984	ENR	40	10,076	9,069	1,008	Yes
370		**Subtotal Receiving Wells**			1,644			1,480						10,076	9,069	1,008	Subtotal
371	**Pumping Equipment**																
371	St Joseph	Redwood lift station pumps and equipment	1973	6/30/1973	2,909	18	6%	2 618	Eng Est	100	547	H-W	9	15,913	14,322	1,591	Yes
371		Pumps and controls Redwood lift station	1966	12/15/1966	2,000	18	6%	1 800	Eng Est	78	547	H-W	9	14,026	12,623	1,403	Yes
371		ABS submersible pump	1992	12/15/1992	1,805	18	6%	1 208	Eng Est	370	547	H-W	9	2,668	1,785	883	Yes
371		**Subtotal Pumping Equipment**			6,714			5,626						32,607	28,731	3,877	Subtotal
382	**Outfall Sewer Lines**																
382	St Joseph	Lake River sanitary effluent line	1993	9/15/1993	3,992	50	2%	902	Eng Est	295	383	H-W	34	5,183	1,171	4,012	Yes
382		**Subtotal Outfall Sewer Lines**			3,992			902						5,183	1,171	4,012	Subtotal
389	**Other Miscl Plant**																
389		Other Miscl Plant	2004	6/30/2004	33,774	18	6%	930	Eng Est	383	383	H-W	34	33,774	930	32,844	Yes
389		**Subtotal Other Miscl Plant**			33,774			930						33,774	930	32,844	Subtotal
391	**Vehicles**																
391	Washington	Shelving and wall reinforcement for trailer	1987	9/15/1987	151	7	14%	136	Eng Est	286	403	H-W	50	212	191	21	No
391		1983 Chevrolet pickup	1983	6/15/1983	17,975	7	14%	16,178	Eng Est	266	403	H-W	50	27,233	24,510	2,723	No
391		1999 Vaccon truck	1999	9/15/1999	171,981	7	14%	129,979	Eng Est	386	403	H-W	50	179,556	135,703	43,852	No
391		Track for camera, light, gasket, and safety cable	2000	8/15/2000	789	7	14%	493	Eng Est	390	403	H-W	50	815	509	306	No
391		**Subtotal Vehicles**			190,896			146,785						207,816	160,913	46,903	Subtotal
393	**Tools, Shop and Garage Equipment**																
393	Washington	Gas monitor	1982	9/15/1982	723	15	7%	651	Eng Est	264	403	H-W	50	1,103	993	110	Yes

Appendix A - Valuation of Aquasource's North Wastewater System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate				Index Values				RCNLD Valuation			
						Basis: Eng Est											
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?
393		Toro mower	1987	9/15/1987	260	12	8%	234	Eng Est	286	403	H-W	50	366	330	37	Yes
393		Superhoist	1981	10/15/1981	456	12	8%	410	Eng Est	247	403	H-W	50	744	670	74	Yes
393		Gasoline tanks Cook Road shop	1967	12/15/1967	1,015	35	3%	913	Eng Est	76	403	H-W	50	5,381	4,843	538	Yes
393		Weedeater for lift station maintenance	1983	6/15/1983	191	12	8%	172	Eng Est	266	403	H-W	50	289	261	29	Yes
393		1 ton Yale electric hoist	1986	6/15/1986	1,394	12	8%	1,254	Eng Est	278	403	H-W	50	2,020	1,818	202	Yes
393		2 8hp motors	1991	1/15/1991	796	12	8%	716	Eng Est	324	403	H-W	50	990	891	99	Yes
393		Safety equipment	1993	7/15/1993	7,060	15	7%	5,395	Eng Est	347	403	H-W	50	8,199	6,266	1,933	Yes
393		Confined space entry sensor	1998	4/15/1998	1,988	15	7%	889	Eng Est	377	403	H-W	50	2,125	950	1,174	No
393		Tool box	1998	3/15/1998	2,714	16	6%	1,153	Eng Est	377	403	H-W	50	2,901	1,232	1,669	No
393		Toro Wheel Horse	1998	4/15/1998	3,299	12	8%	1,845	Eng Est	377	403	H-W	50	3,527	1,972	1,555	No
393		**Subtotal Tools, Shop and Garage Equipment**			19,895			13,632						27,646	20,225	7,421	Subtotal
395	**Power Operated Equipment**																
395	Washington	Flexicam lateral camera	1996	3/15/1996	4,651	10	10%	4,090	Eng Est	360	403	H-W	50	5,207	4,579	628	No
395		Power Operated Equipment	2001	6/30/2001	16,252	12	8%	4,738	Eng Est	390	403	H-W	50	16,794	4,896	11,897	No
395		**Subtotal Power Operated Equipment**			20,903			8,829						22,000	9,475	12,525	Subtotal
396	**Communication Equipment**																
396	Perry	Warning system for Pine Valley lift station	1978	3/15/1978	1,061	10	10%	955	Eng Est	170	403	H-W	50	2,516	2,264	252	Yes
396		Lantern Trail and Dupont Road lift station new alarms	1999	12/15/1999	4,095	10	10%	2,064	Eng Est	386	403	H-W	50	4,276	2,155	2,120	Yes
396	St Joseph	Redwood Tailer Park lift station new alarms	1999	12/15/1999	2,048	10	10%	1,032	Eng Est	386	403	H-W	50	2,138	1,078	1,060	Yes
396	Washington	Alarm system for lift stations	1982	12/15/1982	2,358	10	10%	2,122	Eng Est	264	403	H-W	50	3,600	3,240	360	Yes
396		Motorola HT-90	1987	9/15/1987	694	10	10%	624	Eng Est	286	403	H-W	50	977	880	98	Yes
396		Motorola P-100 portable radio	1992	1/15/1992	506	10	10%	456	Eng Est	324	403	H-W	50	630	567	63	Yes
396		Motorola P-100 portable radio	1993	5/15/1993	581	10	10%	523	Eng Est	345	403	H-W	50	678	610	68	Yes
396		**Subtotal Communication Equipment**			11,343			7,777						14,814	10,794	4,020	Subtotal
397	**Miscellaneous Equipment**																
397	Washington	Sewer jet 1500 gallon	1983	6/15/1983	23,998	15	7%	21,598	Eng Est	266	403	H-W	50	36,358	32,722	3,636	Yes
397		Sewer jet equipment	1984	1/15/1984	358	15	7%	323	Eng Est	270	403	H-W	50	535	481	53	Yes
397		**Subtotal Miscellaneous Equipment**			24,356			21,921						36,893	33,204	3,689	Subtotal

	Original Cost	Accum Depreciation	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation
North Wastewater System Value (w / no exclusions)	$ 1,205,882	$ 619,053	$ 2,820,625	$ 1,787,146	$ 1,033,479
Asset Exclusions	219,800	159,500	238,369	174,543	63,827
Adjusted Value	$ 986,082	$ 459,553	$ 2,582,256	$ 1,612,603	$ 969,653

Assets in Service After Valuation Date

NARUC Acct #	Asset Name	Year	Purchase Date	Original Cost	Include Asset in Valuation?
355	Power Generation Equipment	2006	6/30/2006	5,171	Yes
361	Collection Sewers - Gravity	2005	6/30/2005	10,987	Yes
361	Collection Sewers - Gravity	2006	6/30/2006	4,926	Yes
361	Collection Sewers - Gravity	2006	6/30/2006	9,721	Yes
361	Collection Sewers - Gravity	2006	6/30/2006	1,049	Yes
361	Collection Sewers - Gravity	2006	6/30/2006	65,998	Yes
361	Collection Sewers - Gravity	2006	6/30/2006	2,700	Yes
361	Collection Sewers - Gravity	2006	6/30/2006	5,512	Yes
361	Collection Sewers - Gravity	2006	6/30/2006	1,141	Yes
361	Collection Sewers - Gravity	2006	6/30/2006	8,605	Yes
361	Collection Sewers - Gravity	2006	6/30/2006	9,627	Yes
361	Collection Sewers - Gravity	2006	6/30/2006	25,796	Yes
363	Services to Customers	2005	6/30/2005	5,918	Yes
364	Flow Measuring Devices	2005	6/30/2005	754	Yes
364	Flow Measuring Devices	2006	6/30/2006	3,214	Yes
365	Flow Measuring Install	2005	6/30/2005	4,278	Yes
371	Pumping Equipment	2005	6/30/2005	2,975	Yes
371	Pumping Equipment	2005	6/30/2005	3,600	Yes
371	Pumping Equipment	2006	6/30/2006	6,552	Yes
397	Miscl Equipment	2005	6/30/2005	9,371	Yes

Appendix A - Valuation of Aquasource's North Wastewater System

Valuation Date 12/28/2004

Residual 10%

Existing Information						Annual Depreciat. Rate Basis: Eng Est				Index Values				RCNLD Valuation			
NARUC Acct #	GL Desc	Asset Name	Year	Purchase Date	Original Cost	Service Life	Annual Dep. Rate	Accum Depreciation	Source	Purchase Date Value	Replace Date Value	Inflation Index Source	Source Line #	Replacement Cost New	Indexed Accumul. Depreciat.	Replacement Cost New Less Depreciation	Include Asset in Valuation?

Original Cost of North Wastewater System Assets Added After Valuation Date	$ 187,895
Asset Exclusions	-
Adjusted Value	$ 187,895

RCNLD Value of Water Assets Placed in Service as of the Valuation Date	$ 969,653
Original Cost of Water Assets Placed in Service After the Valuation Date	187,895
Total Value of North Water System	$ 1,157,548

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

BEFORE ME, a Notary Public, in and for said County and State, this 12th day of December, 2007, personally appeared the within named **Regina A. Kostoff, Ryan P. Chasey, John Suarez,** and **Carolyn Newport (Acting Clerk)**, by me personally known, who being by me duly sworn said that they are respectively the **Chair, Members and Clerk of the Board of Public Works** of the **City of Fort Wayne, Indiana,** and that they signed said instrument on behalf of the City of Fort Wayne, Indiana, with full authority so to do and acknowledge said instrument to be in the voluntary act and deed of said **City** for the uses and purposes therein set forth.

IN WITNESS WHEREOF, hereunto subscribed my name, affixed my official seal.

Michelle R. Nel
Notary Public

Michelle R. Nelson
Printed Name of Notary

My Commission Expires:

MICHELLE R. NELSON
October 26, 2014

Resident of ________ County.